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No. 92-780

IN THE

Supreme Court of the United States

OCTOBER TERM, 1993

NATIONAL ORGANIZATION FOR WOMEN, *et al.*,
Petitioners,

v.

JOSEPH M. SCHEIDLER, *et al.*,
Respondents.

On Writ of Certiorari to the United States Court of Appeals for the Seventh Circuit

JOINT APPENDIX

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PETITION FOR CERTIORARI FILED NOVEMBER 2, 1992
CERTIORARI GRANTED JUNE 14, 1993

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The following Opinions, Decisions, Judgments, and Orders have been omitted in printing this Joint Appendix because they appear on the following pages in the Petition for Writ of Certiorari:

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Order of the United States Court of Appeals for the Seventh Circuit Denying the Petition for Rehearing, August 4, 1992	G-1

RELEVANT DOCKET ENTRIES

I. U. S. DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION -- No. 86 C 7888

Date	No.	Proceedings
10/17/86	01	COMPLAINT * * *
* * *		
01/23/87	18	MOTION TO DISMISS filed by Defendants Joseph M. Scheidler and Pro-Life Action League, Inc. * * *
* * *		
07/02/87	42	ORDER denying Defendants' motion to dismiss; status hearing set for 07/15/87, at 10:00 a.m. * * *
* * *		
07/20/87	44	JOINT MOTION FOR RECONSIDERATION Or, In the Alternative, for Amendment of Order to Provide for Certification Pursuant to 28 U.S.C. § 1292(b) * * *

Date	No.	Proceedings
	* * *	
10/01/87	55	ORDER denying Defendants' motion to reconsider; denying Defendants' motion for certification under § 1292(b); Status hearing set for 10/27/87, at 10:00 a.m. * * *
10/19/87	56	ANSWER AND ADDITIONAL DEFENSES of Defendants Ryan and PDAL to Plaintiffs' Complaint * * *
10/20/87	57	ANSWER of Defendants Scheidler and PLAL * * *
	* * *	
12/24/87	61	MOTION FOR CLASS CERTIFICATION, filed by Plaintiffs * * *

Date	No.	Proceedings
01/08/88	62	ORDER entering Interim Protective Order; no documents will be filed with the Court; Defendants to file preliminary response to motion for class certification on or before 01/22/88; Status hearing held; Continued to 02/11/88, at 10:00 a.m. * * *
01/08/88	63	INTERIM PROTECTIVE ORDER * * *
* * *		
01/27/88	73	MOTION TO DEFER CONSIDERATION of Class Certification Issues, filed by Defendants Scheidler and PLAL * * *
* * *		
02/11/88	76	ORDER deferring consideration of class determination; Status hearing held; Continued to 04/13/88, at 10:00 a.m. * * *

Date	No.	Proceedings
	* * *	
07/07/88	95	ORDER: Parties to submit in camera in chambers letters regarding respective positions on protective order and settlement; Responses are due 08/03/88, by 12:00 noon; Status hearing held; Pretrial conference set for 08/03/88, at 4:30 p.m. * * *
	* * *	
08/03/88	98	ORDER: Pretrial conference held; Plaintiff to submit protective order proposal by 08/10/88; Defendants to submit response by 08/17/88; Court will rule by mail and set next status date in that ruling * * *
08/10/88	99	MOTION TO VACATE INTERIM PROTECTIVE ORDER and Enter Permanent Protective Order and Memorandum in Support thereof, filed by Plaintiffs * * *

Date	No.	Proceedings
	* * *	
09/01/88	104	ORDER granting leave to file, instanter, Defendants' motion for leave to file a response to Plaintiffs' motion to vacate interim protective order and enter permanent protective order in combination with memorandum in support of said Defendants' motion for entry of permanent protective order; Motion of Defendants Scheidler and PLAL for entry of a permanent protective order; Affidavit of Scheidler in support of Defendants' motion for entry of permanent protective order * * *
	* * *	
09/01/88	107	MOTION FOR ENTRY OF PERMANENT PROTECTIVE ORDER, filed by Defendants Scheidler and PLAL * * *

Date	No.	Proceedings
	* * *	
09/01/88	109	AFFIDAVIT of Joseph Scheidler in support of Defendants' motion for entry of permanent protective order (Exhibits A-I) * * *
10/20/88	110	ORDER: Enter memorandum opinion and order that the Court will enter a protective order; Status hearing set for 11/22/88. at 10:00 a.m. (For further detail, see order attached to the original minute order form.) * * *
10/20/88	111	ORDER: Memorandum Opinion and Order entered * * *
10/20/88	112	ORDER: Enter permanent protective order (For further detail, see order attached to the original minute order form.) * * *
10/20/88	113	ORDER: Permanent protective order entered * * *

Date	No.	Proceedings
	* * *	
11/22/88	130	PLAINTIFFS' NOTICE OF DEPOSITION of Frank Avila on 12/08/88, at 10:00 a.m. * * *
11/22/88	131	PLAINTIFFS' NOTICE OF DEPOSITION of Lucy O'Keefe on 12/08/88, at 10:00 a.m. * * *
11/22/88	132	PLAINTIFFS' NOTICE OF DEPOSITION of Charlene Crommett on 12/08/88, at 10:00 a.m. * * *
11/23/88	133	PLAINTIFFS' NOTICE OF DEPOSITION of Timothy Murphy on 12/08/88, at 10:00 a.m. * * *
	* * *	
12/05/88	140	PLAINTIFFS' NOTICE OF DEPOSITION of Lucy O'Keefe on 12/22/88, at 10:00 a.m. * * *
12/08/88	141	ORDER denying Defendants' motion for protective order to defer the taking of depositions * * *

Date	No.	Proceedings
	* * *	
12/08/88	144	PLAINTIFFS' NOTICE OF DEPOSITION of Frank Avila on 12/16/88, at 10:00 a.m. * * *
	* * *	
01/04/89	147	MOTION TO EXTEND TIME in Which to File Motion for Leave to File Amended Complaint * * *
	* * *	
01/24/89	149	ORDER granting leave to file First Amended Complaint, instanter; Responsive pleadings are due 03/24/89; Brief in support of motion due 03/24/89; Answer brief to motion due 04/24/89; Reply to answer brief due 05/24/89; Status hearing held * * *
01/24/89	150	MOTION FOR LEAVE to File First Amended Complaint (Exhibit) * * *
	* * *	
01/24/89	154	ORDER denying motion of certain Defendants to modify the permanent protective order * * *

Date	No.	Proceedings
02/02/89	155	AMENDED COMPLAINT * * *
* * *		
04/12/89	185	ORDER: All Defendants granted to 06/12/89 to answer or otherwise plead; Official service list to be filed on or before 06/01/89; Leave granted to Craig Parshall to appear pro hac vice for Monica Migliorino; Status hearing held; Continued to 06/12/89, at 10:00 a.m. * * *
* * *		
06/12/89	198	MOTION TO DEFER certain Defendants' response to the Amended Complaint pending Plaintiffs' compliance with outstanding discovery * * *
* * *		
06/12/89	201	MOTION TO DISMISS AMENDED COMPLAINT, filed by Defendant Conrad Wojnar * * *

Date	No.	Proceedings
	* * *	
06/23/89	203	RESPONSE of Defendants Ryan and PDAL to Plaintiffs' Motion to Extend Time to Respond to Their Discovery Requests * * *
06/27/89	204	ORDER granting Plaintiffs to and including 07/18/89, to answer outstanding discovery; Defendant Wojnar granted to 07/05/89 to file supplemental brief in support of motion to dismiss; Status hearing held; Continued to 07/19/89, at 10:00 a.m. * * *
	* * *	
08/14/89	217	MOTION TO DISMISS with Prejudice the Claims of the Ladies Center of Pensacola, Inc. and Response to Motion for Voluntary Dismissal (Exhibit A), filed by Defendants Scheidler, Scholberg, Murphy, and Pro-Life Action League, Inc. * * *

Date	No.	Proceedings
	* * *	
08/30/89	224	ORDER: Ladies Center of Pensacola as a class representative is dismissed with prejudice; Status hearing held; Continued to 09/20/89, at 10:00 a.m. * * *
09/14/89	225	ORDER: Filed motion for leave to file in excess of twenty interrogatory questions; Defendant Vital-Med Laboratories, Inc.'s motion to serve interrogatories in excess of twenty is entered and continued to 09/20/89, at 10:00 a.m. * * *
	* * *	
09/19/89	229	MOTION TO COMPEL DISCOVERY of Defendants Ryan and PDAL * * *

Date	No.	Proceedings
	* * *	
09/20/89	231	ORDER: Filed Plaintiffs' motion to compel Wojnar to respond to Plaintiffs' discovery with the attached memorandum in support thereof; Defendant Wojnar granted to 10/04/89 to file response to motion to compel and its motion for protective order; Plaintiffs' reply re its motion to compel and answering brief to Wojnar's motion for protective order is due 10/18/89; Wojnar's reply to its motion for protective order is due 10/25/89 * * *
09/20/89	232	ORDER granting Plaintiff leave to file First Amended Complaint on 09/22/89; Status hearing held * * *
	* * *	
09/20/89	234	MOTION TO COMPEL Wojnar to Respond to Plaintiffs' Discovery (Exhibits) * * *

Date	No.	Proceedings
09/20/89	235	ORDER: Motion of Vital-Med to serve more than twenty interrogatories is moot; Parties have worked it out * * *
09/22/89	236	SECOND AMENDED CLASS ACTION COMPLAINT * * *
* * *		
10/04/89	238	MOTION FOR PROTECTIVE ORDER and Response to Plaintiffs' Motion to Compel Wojnar to Respond to Plaintiffs' Discovery (Exhibits) * * *
10/11/89	239	ORDER; Filed Defendants Ryan's and PDAL's motion for protective order and memorandum in support of their motion for a protective order and in response to Plaintiffs' motion to compel discovery and certificate of service; Plaintiffs' answering brief to Ryan's and PDAL's motion for protective order and motion to compel; Reply is due 10/25/89 * * *

Date	No.	Proceedings
10/11/89	240	MOTION FOR PROTECTIVE ORDER and Memorandum in Support of Their Motion for a Protective Order in Response to Plaintiffs' Motion to Compel Discovery, filed by Defendants Ryan and PDAL * * *
10/11/89	241	ORDER: Filed motion of defendant Migliorino to stay discovery pending resolution of related motions for protective order; Deposition to proceed * * *
10/11/89	242	MOTION of Defendant Monica Migliorino to Stay Discovery Pending Resolution of Related Motions for Protective Orders, Or in the Alternative, for a Protective Order to Limit the Scope of Discovery * * *

Date	No.	Proceedings
10/18/89	243	REPLY IN SUPPORT OF MOTION TO COMPEL DISCOVERY from Ryan and PDAL and Response to Ryan's and PDAL's Motion for a Protective Order (Exhibit), filed by Plaintiffs * * *
* * *		
12/20/89	248	ORDER denying Defendants' motions for a protective order; Defendants Wojnar, Ryan and PDAL respond to discovery on or before 01/19/90; Plaintiffs granted to 01/05/90 to file answering brief to motion of defendant Wojnar to dismiss; Reply is due 01/19/90 * * *
* * *		
03/27/90	257	ORDER granting Plaintiffs' motion to compel Defendants Scheidler, Scholberg, Murphy, PLAL, Terry, Project Life, and Operation Rescue to answer interrogatories; Scheidler is directed to appear for continued deposition * * *

Date	No.	Proceedings
	* * *	
04/16/90	259	ORDER: Vital-Med Laboratories' motion to dismiss is taken under advisement; Answer brief to motion due 05/04/90; Reply to answer brief due 05/18/90 * * *
	* * *	
04/16/90	261	MOTION TO DISMISS * * *
	* * *	
04/23/90	268	ORDER denying Defendant Wojnar's motion to dismiss the Amended Complaint; Responsive pleading is due 05/07/90; Status hearing set for 05/17/90, at 10:00 a.m. (For further detail, see order on reverse of the original minute order form.) * * *

Date	No.	Proceedings
	* * *	
05/03/90	271	ORDER: Filed Plaintiffs' motion to bar Randall Terry from waiving the Fifth Amendment at trial with respect to questions on which he refused to testify at his deposition; Response to Plaintiffs' motion to bar Randall Terry from waiving the Fifth Amendment at trial is due by 05/18/90; Reply is due 06/01/90 * * *
	* * *	
05/03/90	273	ORDER: Filed motion to compel Scheidler, Scholberg, Murphy, and PLAL to respond to discovery requests; Defendants Scheidler, Scholberg, Murphy, and PLAL are granted to the close of business on 05/07/90 to respond to discovery requests * * *
	* * *	
05/07/90	277	ANSWER AND AFFIRMATIVE DEFENSES to Plaintiffs' Second Amended Class Action Complaint by Defendant Wojnar * * *

Date	No.	Proceedings
	* * *	
05/22/90	287	AMENDED ANSWER TO SECOND AMENDED CLASS ACTION COMPLAINT and Affirmative Defenses, filed by Conrad Wojnar * * *
	* * *	
06/01/90	292	MOTION TO COMPEL Defendants Randall Terry, Operation Rescue and Project Life to Respond to Discovery (Exhibits) * * *
	* * *	
06/18/90	294	ORDER: Filed Defendants Scheidler's, Scholberg's Murphy's, and PLAL's motion to compel the early appearance of Susan Hill for deposition and for certain other relief; Hill deposition to begin 07/24/90; Responsive pleading to the Complaint is due 07/26/90; Response to motion to compel Randall Terry to respond to discovery is due 07/06/90; Reply is due 07/20/90; Status hearing held; Continued to 07/27/90, at 10:00 a.m. * * *

Date	No.	Proceedings
	* * *	
07/02/90	297	AMENDED MOTION FOR CLASS CERTIFICATION (Exhibit), filed by Plaintiffs * * *
	* * *	
07/19/90	303	ORDER: Enter memorandum opinion and order that the Court defers ruling on Plaintiffs' motion for an order in limine prohibiting Mr. Terry from waiving Fifth Amendment at trial (For further detail, see order attached to the original minute order form.) * * *
07/18/90	304	MEMORANDUM OPINION AND ORDER * * *

Date	No.	Proceedings
07/18/90	305	ORDER: This case is currently pending on [judge's] calendar; It is recommended to the executive committee that this case be referred to the calendar of Magistrate Weisberg; the magistrate designated pursuant to general rule 2.41(b); The reasons for recommendation are to hear and enter order(s) on discovery motion(s), all further discovery matters, including those presently being briefed, shall be presented to Mag. Weisberg for resolution * * *
07/23/90	306	MOTION FOR PROTECTIVE ORDER with regard to Vital-Med by Plaintiffs; Court rules orally on motion for protective order; Any questions arising out of deposition to be presented to Magistrate Weisberg * * *

Date	No.	Proceedings
	* * *	
07/27/90	312	ORDER: Pursuant to stipulation, Ryan Defendants granted to and including 08/27/90 to answer or otherwise plead to the Second Amended Complaint; Leave granted to Defendant Migliorino to file answer instanter; Status hearing held; Continued to 11/01/90, at 10:00 a.m. * * *
	* * *	
07/27/90	314	ANSWER TO SECOND AMENDED COMPLAINT, filed by Defendant Migliorino * * *
07/27/90	315	ORDER: File Defendants Scheidler's, PLAL's, Scholberg's, and Murphy's Motion for Brief Extension Until 07/31/90 Within Which to Answer or Otherwise Plead; Scheidler Defendants granted to 07/31/90 to file responsive pleadings to Second Amended Complaint with supporting brief up to 30 pages in length * * *

Date	No.	Proceedings
	* * *	
07/31/90	320	ORDER denying Vital-Med's motion to dismiss Counts I and VII of Second Amended Complaint (For further detail, see order on the reverse of the original minute form.) * * *
07/31/90	321	PLAINTIFFS' NOTICE OF DEPOSITION of Des Plaines Pro Life on 08/17/90 (Attachment) * * *
	* * *	
08/20/90	326	ANSWER TO SECOND AMENDED CLASS ACTION COMPLAINT, filed by Defendant Vital-Med Laboratories, Inc. * * *

Date	No.	Proceedings
	* * *	
08/24/90	329	MOTION TO DISMISS SECOND AMENDED CLASS ACTION COMPLAINT, filed by Defendants Ryan and PDAL; Affidavit of Timothy Belz on Behalf of John Patrick Ryan and PDAL (Exhibits); Affidavit of John Patrick Ryan; Affidavit of Ann Lamb O'Brien on Behalf of PDAL * * *
	* * *	
08/29/90	331	ORDER granting leave to Defendants Scheidler, PLAL, Scholberg, and Murphy to file motion to dismiss instanter; Plaintiffs' motion for default against said Defendants is moot; Answer brief to motion due 09/07/90; Reply to answer brief due 09/14/90 * * *

Date	No.	Proceedings
	* * *	
08/29/90	335	MOTION TO DISMISS SECOND AMENDED CLASS ACTION COMPLAINT, Or in the Alternative, for More Definite Statement and Motion to Strike Certain Allegations Relating to Former Plaintiff The Ladies Center, Inc., Or in the Alternative, to Vacate Prior Order Dismissing Said Party and to Compel Discovery (Attachments), filed by Defendants * * *
08/29/90	336	MEMORANDUM IN SUPPORT of Defendants' Motion to Dismiss Second Amended Class Action Complaint, Or in the Alternative, for More Definite Statement and for Certain Additional Relief * * *
	* * *	
09/06/90	341	ORDER: Telephone conference held on discovery deposition disputes; Oral rulings delivered * * *

Date	No.	Proceedings
	* * *	
09/07/90	343	RESPONSE to PLAL Defendants' Motion to Dismiss Second Amended Complaint (Attachments) * * *
	* * *	
09/18/90	348	ANSWER TO SECOND AMENDED CLASS ACTION COMPLAINT, filed by Randall Terry, Project Life and Operation Rescue * * *
	* * *	
09/27/90	350	ORDER: Hearing held on discovery disputes; Oral rulings given * * *
09/28/90	351	ORDER: Telephone conference held on discovery disputes in the course of Scheidler deposition; Parties to present their positions by motion * * *
10/05/90	352	RESPONSE by Plaintiffs to PDAL Defendants' Motion to Dismiss Second Amended Complaint * * *

Date	No.	Proceedings
10/18/90	353	PLAINTIFFS' NOTICE OF DEPOSITION of Craig Edwards on 11/15/90 at 10:00 a.m. * * *
10/18/90	354	PLAINTIFFS' NOTICE OF DEPOSITION of Edward Cottrell on 11/15/90 at 2:00 p.m. * * *
* * *		
11/01/90	360	OBJECTIONS AND RESPONSES of Defendants Scheidler, PLAL, Scholberg, and Murphy to Plaintiffs' Motion to Set Ruling Date on Their Pending Motion to Dismiss, Request for Oral Argument on Said Motion Failing Acceptance of a Reply Brief, Suggestion of Additional Authorities in Support of Said Motion, Supplemental Motion for Entry of an Order Requiring that Plaintiffs Submit Both a "RICO Case Statement" and a Specification of Their Federal Antitrust Claims Pursuant to Federal Rule 16 * * *

Date	No.	Proceedings
	* * *	
11/01/90	365	ORDER: Motion for default against Operation Rescue and Project Life is entered and continued to 12/14/90, at 10:00 a.m.; Discovery as to capacities of said Defendants to be completed by 12/14/90 * * *
	* * *	
11/01/90	367	ORDER denying Plaintiffs' motion to set ruling date on PLAL Defendants' motion to dismiss; Court will rule by mail; Plaintiffs' additional material is due 11/15/90 * * *
	* * *	
11/06/90	373	ORDER granting Defendants' motion to supplement memoranda in support of Defendants' motion to suppress the Terry deposition; Rulings entered on certain Defendants' motion to suppress transcript of Terry deposition and Plaintiffs' motion for attorneys' fees (see attached rulings); Discovery conference held; Status hearing set for 03/12/91, at 10:00 a.m. * * *

Date	No.	Proceedings
	* * *	
11/15/90	375	MOTION, Pursuant to Rule 37(a)(2) and (4) Fed. R. Civ. P., for an Order compelling Defendants to Answer Plaintiffs' Interrogatory and Costs (Exhibits) * * *
11/15/90	376	ORDER: Plaintiffs' motion to compel defendants to answer Plaintiffs' interrogatory is entered and continued; Defendants' response due 11/26/90; Plaintiffs' reply due 12/06/90; Ruling set for 12/27/90, at 10:00 a.m. * * *
11/16/90	377	OBJECTIONS AND MOTION TO RECONSIDER Magistrate Weisberg's ruling to the extent that it denied Defendants' request for suppression of the Terry deposition by Defendants Murphy, Scheidler, PLAL, and Scholberg * * *

Date	No.	Proceedings
	* * *	
12/06/90	385	MOTION FOR LEAVE to File Response to Plaintiffs' Motion to Compel Answer to Interrogatory, to Defer Briefing Schedule Accordingly, and to Make In Camera Submission of Certain Original Documents (Exhibits), filed by all Defendants * * *
12/06/90	386	ORDER granting Defendants' Motion for Leave to File Response to Plaintiffs' Motion to Compel Answer to Interrogatory; and denying certain Defendants' motion for reconsideration of Magistrate Weisberg's ruling on their motion to suppress the Terry deposition * * *

Date	No.	Proceedings
12/06/90	387	RESPONSE by Plaintiffs National Organization for Women, Ladies Center of Pensacola, Delaware Women's Health Center, and Summit Women's Health Center to Plaintiffs' Motion to Compel Answers to Interrogatories * * *
	* * *	
12/06/90	389	MOTION by Plaintiffs National Organization for Women, Ladies Center of Pensacola, Delaware Women's Health Center, and Summit Women's Health Center to Remove "Confidential" Designation from Sections of Scheidler Deposition * * *
	* * *	
01/09/91	411	ORDER: Two telephone conferences held with counsel at deposition of Randall Terry; Oral rulings given on objections to deposition questions * * *
	* * *	
01/07/91	414	RULING ON PLAINTIFFS' MOTION to compel answer to interrogatories * * *

Date	No.	Proceedings
01/07/91	415	ORDER: Enter Plaintiffs' motion to lift protective order and Defendants' motion to strike Susan Hill affidavit; Defendants to file consolidated response to Plaintiffs' motion to strike protective order and Plaintiffs' previously entered motion to remove confidential designation by 01/11/91; Reply due 01/18/91; Ruling set for 02/12/91, at 10:00 a.m.; Ruling entered on Plaintiffs' motion to compel answer to interrogatories and Defendants' motion to strike Susan Hill affidavit * * *
* * *		
01/24/91	418	MOTION FOR LEAVE to File Interrogatories and Motion to Compel, filed by Defendant Vital-Med Laboratories * * *

Date	No.	Proceedings
	* * *	
01/24/91	420	MOTION by Plaintiffs NOW, Ladies Center of Pensacola, DWHO, and SWHO to Compel Defendants Scheidler, Murphy, Scholberg, and PLAL to Respond to Plaintiffs' Third Request for Production of Documents (Exhibits) * * *
	* * *	
01/25/91	422	ORDER denying motion of Defendants Ryan and PDAL to dismiss the Second Amended Class Action Complaint (For further detail, see order on the reverse of the original minute order form.) * * *

Date	No.	Proceedings
	* * *	
01/24/91	424	ORDER: Motion of certain defendants to serve answers to Jacksonville interrogatories, and file response to plaintiffs' motion to lift protective order and attorney client privilege submission, all instanter, granted without objection; Plaintiffs' reply due 02/04/91; Previously set ruling date of 02/12/91, at 10:00 a.m. will stand; 01/29/91 ruling date vacated; Defendants' motion for confidentiality of answers to interrogatories entered; Plaintiffs' response due 02/04/91; any reply due 02/15/91; Ruling set for 02/26/91, at 10:00 a.m. * * *
	* * *	
02/04/91	430	ORDER: Enter order that Plaintiff shall file by 02/25/91 a RICO Case Statement * * *
02/07/91	431	MOTION TO COMPEL Plaintiffs to produce witnesses for Rule 30(b)(6) deposition (Exhibits), filed by Defendants PDAL and Ryan * * *

Date	No.	Proceedings
02/07/91	432	ORDER denying motion to compel Plaintiffs to produce witnesses for Rule 30(b)(6) depositions (Exhibits); Status hearing held * * *
* * *		
02/13/91	435	MOTION FOR EXTENSION OF TIME Within Which to File a RICO Case Statement, filed by Plaintiffs * * *
* * *		
02/13/91	437	ORDER granting Plaintiffs' motion for extension of time within which to file a RICO Case Statement to 03/18/91; Defendants Ryan and PDAL are granted to and including 02/15/91 to answer Second Amended Complaint * * *
* * *		
02/15/91	444	ANSWER TO SECOND AMENDED CLASS ACTION COMPLAINT by Defendants PDAL and Ryan; Jury demand * * *

Date	No.	Proceedings
	* * *	
03/18/91	469	RICO CASE STATEMENT (Exhibits), filed by Plaintiffs * * *
	* * *	
04/11/91	484	ORDER: Regarding motion to compel Defendants Scheidler, Murphy, Scholberg and PLAL to respond to Plaintiffs' Third Request for Production of Documents (Exhibits) * * *
04/11/91	485	ORDER granting Plaintiffs' motion to compel Defendants Scheidler, Murphy, Scholberg, and PLAL to respond to Plaintiffs' third request for production of documents; Hearing held on Plaintiffs' motion to compel Defendants to respond to Plaintiffs' third request for production of documents; Defendants' motion to reconsider due 04/18/91; Court will rule by mail (For further detail, see order attached to the original minute order form.) * * *

Date	No.	Proceedings
04/11/91	486	ORDER denying Plaintiffs' motion for default judgment against certain Defendants (For further detail, see order on reverse side of the original minute order.) * * *
04/16/91	487	ORDER denying Motion of Scheidler Defendants for an order suppressing the transcript of the Randall Terry deposition of 03/14/90 and 03/15/90 is denied (For further detail, see order on the reverse of the original minute order form.) * * *
* * *		
05/22/91	498	PLAINTIFFS' NOTICE OF DEPOSITION of Westmont Police Department on 06/21/91 * * *
* * *		
05/28/91	500	MEMORANDUM, OPINION AND ORDER * * *
05/28/91	501	ORDER: Judgment entered * * *

Date	No.	Proceedings
05/28/91	502	ORDER: Enter memorandum opinion and order that Defendants' motion to dismiss Counts 1, 2-4 is granted; due to lack of pendent jurisdiction, Counts 5-7 are dismissed; This cause of action is dismissed in its entirety; All pending motions, except for Plaintiffs' pending motion for entry of final judgment on attorneys' fees is moot; Terminating case (For further detail, see order attached to the original minute order form.) * * *

II. U. S. COURT OF APPEALS FOR THE SEVENTH CIRCUIT, No. 91-2468

Date	Proceedings
02/19/92	ORAL ARGUMENT * * *
06/29/92	SLIP OPINION * * *
08/04/92	ORDER DENYING PETITION FOR REHEARING * * *

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

NATIONAL ORGANIZATION FOR WOMEN, INC., *et al.*,	
Plaintiffs,	**Civil Action No. 86 C 7888**
v.	**SECOND AMENDED**
JOSEPH M. SCHEIDLER, et al.,	**CLASS ACTION COMPLAINT**
Defendants.	

NATURE OF THE ACTION

1. This is a civil action pursuant to § 16 of the Clayton Act, 15 U.S.C. § 26, and Section One of the Sherman Antitrust Act, 15 U.S.C. § 1; the Racketeer Influenced and Corrupt Organizations Act ("RICO"), 18 U.S.C. § 1962; and state law. Plaintiffs seek declaratory and injunctive relief and damages from defendants who have conspired, among themselves and with others, to drive women's health centers that perform abortions out of business through a pattern of concerted, unlawful activity.

2. In furtherance of their conspiracy, defendants and their co-conspirators have, *inter alia*, engaged in extortion against, threatened and intimidated clinic personnel and

patients; intruded upon the confidential relationship between, and invaded the privacy of, the clinics' personnel and patients; trespassed on clinic property, invaded clinics and damaged clinic equipment; blocked ingress and egress to clinics; destroyed clinic advertising; coordinated telephone campaigns to tie up clinic lines; set up appointments under false pretenses to keep legitimate patients from being able to make appointments, to cause clinics loss of income and to gain access to clinics; interfered directly with clinics' business relations, including but not limited to relations with patients, personnel, lessors, medical laboratories, and other providers of goods and services; and established competing pregnancy testing and counseling facilities in the vicinities of the clinics, sometimes in the same buildings where clinics are located, homes for pregnant women and, on information and belief, prenatal and delivery services, foster homes and private adoption agencies.

3. The National Organization for Women ("NOW") sues on behalf of itself, its women members who use or may use the services of women's health centers that perform abortions, and other women who use or may use the services of such centers. The Delaware Women's Health Organization ("DWHO") and the Summit Women's Health Organization, Inc. ("Summit") sue on behalf of themselves and all other similarly-situated clinics performing abortions that defendants seek to drive out of business through a pattern of concerted, unlawful activity.

JURISDICTION

4. This Court has jurisdiction of this action pursuant to 28 U.S.C. §§ 1331 and 1337. Jurisdiction is additionally

conferred by 15 U.S.C. §§ 15 and 25 and by 18 U.S.C. § 1964. Jurisdiction over the state law claims is conferred by the doctrine of pendent jurisdiction. Plaintiffs' prayers for declaratory relief are authorized by 28 U.S.C. § 2201.

PLAINTIFFS

5. NOW is a nationwide, non-profit organization with over 200,000 members dedicated to advancing and protecting the legal rights of women. Since its founding in 1966, NOW has had a special, on-going concern for the rights of women to reproductive freedom. Currently, NOW is engaged in a wide variety of efforts at the local, state and national levels to ensure that women continue to have access to safe, economical abortion and family planning services. As part of NOW's Campaign for Women's Lives, NOW members escort patients at women's health centers, such as the named plaintiff clinics, DWHO and Summit, as well as at other clinics, including the Ladies Center, Inc. in Pensacola, Florida, to help protect them from harassment and intimidation by defendants and others. NOW is incorporated, and has its principal place of business in Washington, D.C.

6. DWHO is a Florida corporation with its principal place of business in Wilmington, Delaware. DWHO operates a women's health center that provides abortions, counseling to help patients explore alternatives to abortion and a variety of gynecological services such as pelvic examinations, Pap tests, breast cancer screening, birth control counseling, pregnancy testing, and patient education. DWHO was the first out-patient clinic in Delaware of this type. From its inception in 1977 until 1983, it was the only such clinic in Delaware.

7. Summit is a partnership with its principal place of business in Milwaukee, Wisconsin. Summit operates a women's health center that is affiliated with DWHO, which also provides abortion counseling to help patients explore alternatives to abortion and a variety of gynecological services, such as pelvic examinations, Pap tests, breast cancer screening, birth control counseling, pregnancy testing, and patient education.

8. Clinics such as DWHO and Summit provide safe, low-cost abortion services. Approximately three out of four abortions in the United States are performed at clinics such as DWHO and Summit. A first trimester abortion performed at such clinics costs approximately two to five times less than the same procedure at a hospital.

DEFENDANTS

9. Joseph M. Scheidler is a resident of Chicago, Illinois, and has been the director of defendant Pro-Life Action League, Inc. at all times relevant to the lawsuit.

10. John Patrick Ryan is a resident of St. Louis, Missouri, and was the director of defendant Pro-Life Direct Action League, Inc. until September 25, 1987. He has consented to suit in the Northern District of Illinois.

11. Randall A. Terry is a resident of Windsor, New York. He runs a pregnancy testing and counseling center in Binghamton, New York, and is the executive director of Project Life and the national organizer of Operation Rescue. He has engaged in an illegal conspiracy with defendants and others in the Northern District of Illinois, and he has given workshops and speeches, held press

conferences and taken other action in the Northern District of Illinois in furtherance of the illegal conspiracy alleged herein.

12. Andrew Scholberg is a resident of the Northern District of Illinois, and has been the assistant director of defendant Pro-Life Action League, Inc. since February 1988. Before that, he was the director of the Life and Family Center in St. Cloud, Minnesota.

13. Conrad Wojnar is a resident of the Northern District of Illinois. Wojnar runs a number of anti-abortion women's medical clinics in the Chicago area and is the director of the Des Plaines Pro-Life Women's Center.

14. Timothy Murphy is a resident of the Northern District of Illinois. Murphy has been a paid employee of defendant Pro-Life Action League, Inc. since September 1988, and worked as a volunteer for PLAL prior to that date.

15. Monica Migliorino is the director of Citizens for Life in Milwaukee, Wisconsin. She has engaged in an illegal conspiracy with defendants and others in the Northern District of Illinois, and has taken action in this district, described in greater detail below, in furtherance of the illegal conspiracy alleged herein.

16. Vital-Med Laboratories, Inc. ("Vital-Med") is an Illinois corporation with its principal place of business in the Northern District of Illinois. Since 1984, Vital-Med or its predecessor has provided pathology testing and other services to DWHO, Summit and their affiliated clinics. Vital-Med is owned by the Washington National Insurance Company and Dr. Samuel C. Shih, in equal shares.

17. Pro-Life Action League, Inc. ("PLAL") is an Illinois corporation with its principal place of business in Chicago, Illinois. Its business consists of disrupting and closing women's health centers that perform abortions through the use of illegal activity.

18. Pro-Life Direct Action League, Inc. ("PDAL") is a Missouri corporation with its principal place of business in St. Louis, Missouri. Its business consists of disrupting and closing women's health centers that perform abortions through the use of illegal activity. PDAL has consented to suit in the Northern District of Illinois.

19. Operation Rescue ("OR") is an organization comprised of individuals and organizations, including PLAL, PDAL, Scheidler, Ryan, Terry, Scholberg, Murphy, and others. Its principal offices are located in Binghamton, New York. Its business consists of disrupting and closing women's health centers that perform abortions through the use of illegal activity. Through its leader, Randall Terry, and other agents and co-conspirators, OR has engaged in the illegal conspiracy complained of herein with its co-defendants and others in the Northern District of Illinois, and has taken action in furtherance of the illegal conspiracy in this district.

20. Project Life, Inc. (the "Project") is an organization with its principal place of business in Binghamton, New York. Through its officer Randall Terry and other agents and co-conspirators, the Project has engaged in the illegal conspiracy complained of herein with defendants and others in the Northern District of Illinois and has taken action in furtherance of the illegal conspiracy in this district.

CLASS ALLEGATIONS

21. Plaintiffs DWHO and Summit this action on behalf of themselves and all other similarly situated women's health centers in the United States which perform abortions. The prerequisites of Rules 23(a) and (b)(2) of the Federal Rules of Civil Procedure are satisfied. The class is so numerous that joinder of all of its members is impracticable; there are numerous questions of law or fact common to the class; the claims of the named plaintiffs are typical of the claims of the class; and the named plaintiffs will fairly and adequately protect the interests of the class. Defendants have acted on grounds generally applicable to the class, thereby making appropriate final injunctive relief or corresponding declaratory relief and damages with respect to the class as a whole.

22. Plaintiff NOW brings this action on behalf of itself, its women members who use or may use the services of women's health centers that perform abortions, and all other women who use or may use the services of such health centers. NOW's women members who use or may use the services of women's health centers that perform abortions have standing in their own right, the interests NOW seeks to protect are germane to the organization's purpose, and neither the claim asserted, nor the relief requested, requires the participation of individual NOW members in the lawsuit. Furthermore, there is a close relationship between the interests of NOW and the interests of other women who are not NOW members but who use or may use the services of women's health centers that perform abortions, and the ability of such women to represent themselves is limited. Finally, in the case of both the class of NOW's women members who use or may use the services of women's health centers that perform

abortions and the class of women who are not NOW members but who use or may use the services of such health centers, the class is so numerous that joinder of all of its members is impracticable; there are numerous questions of law or fact common to the class; NOW will fairly and adequately protect the interests of the class; and the defendants have acted on grounds generally applicable to the class, thereby making appropriate final injunctive relief or corresponding declaratory relief with respect to the class as a whole.

INTERSTATE COMMERCE

23. Clinics such as DWHO and Summit are engaged in interstate commerce.

24. A substantial portion of DWHO's patients come from states other than Delaware and a substantial portion of Summit's patients come from states other than Wisconsin.

25. A substantial portion of medical supplies and equipment purchased by DWHO and Summit comes from out-of-state sources.

26. Since at least 1984, defendants have agreed and conspired among themselves and with others to drive every clinic in the United States, such as DWHO and Summit out of business.

27. In pursuit of their goal to drive every clinic out of business, defendants have traveled throughout the country, used inter-state telephone lines and U.S. mail services for the purposes of engaging in, or encouraging others to participate in, unlawful, concerted action, including

repeated acts of trespass, extortion and vandalism directed at women's health centers such as DWHO and Summit.

28. Defendant Scheidler has distributed throughout the United States a manual, *Closed: 99 Ways to Stop Abortion*, outlining methods intended to be used to interfere with and stop women's health centers such as DWHO and Summit from operating. Defendant Scheidler's manual encourages the use of unlawful activities and methods to drive women's health centers such as DWHO and Summit out of business.

29. Defendant Scheidler has traveled throughout the country training other persons to use the methods outlined in *Closed: 99 Ways to Stop Abortion* and encouraging them to drive women's health centers such as DWHO and Summit out of business.

30. Defendants Scheidler, Ryan, Terry, Scholberg, Murphy, and Migliorino have traveled throughout the country leading efforts to shut down women's health centers such as DWHO and Summit and encouraging the use of unlawful methods to do so.

31. Defendants Scheidler, Scholberg and Murphy use defendant PLAL to carry out their unlawful objectives and activities.

32. Defendant Ryan has attempted to disrupt unlawfully the operations of numerous facilities performing abortions throughout the nation, resulting in Ryan's more than 300 arrests.

33. Defendant Ryan has conducted workshops and training sessions throughout the country designed to

encourage other persons to disrupt unlawfully the operations of women's health centers that perform abortions.

34. Defendant Ryan has used defendant PDAL to carry out his unlawful objectives and activities.

35. Defendant Terry has traveled throughout the country encouraging, organizing and training other persons to use unlawful methods to close women's health centers that provide abortion, including blockades of the centers designed to stop ingress and egress.

36. Defendant Terry uses defendants OR and the Project to carry out his unlawful objectives and activities.

37. Defendants Murphy and Migliorino have shipped stolen laboratory specimens in interstate commerce and used interstate telephone and mail communications to help organize actions designed to intimidate and harass clinics by focusing attention on the stolen specimens in at least six states. Defendant Migliorino has also traveled across state lines for the purpose of accomplishing the theft and the local actions. The actions of Murphy, Migliorino, Scheidler, and others have resulted in cancellation of a contract between defendant Vital-Med, the Illinois laboratory from which the specimens were stolen, and DWHO and Summit in Delaware and Wisconsin respectively.

FORMATION OF THE PRO-LIFE ACTION NETWORK

38. On May 10-12, 1984, the first National Pro-Life Conference, entitled "Action for Life," was held in Ft.

Lauderdale, Florida. Defendant Scheidler presented a conference workshop on "Effective Confrontation: A 'How To' of Picketing, Leafletting, Sit-ins and Blitzes." He also spoke at a "Ready for Action" rally. As part of their training, approximately 200 conference participants were taken by bus from the convention to the Women's Awareness Clinic, a clinic that offers abortion services. They surrounded the clinic, blocking all entrances and exits.

39. The following month, in June 1984, defendants Scheidler, Ryan, PLAL, PDAL, and others met in Kansas City, Missouri, to formulate a six-month plan of national activities. The plan included so-called "blitzes" of abortion clinics in which anti-abortionists were to enter the clinics to disrupt their business, to gain media attention and to create a threatening and intimidating atmosphere at the clinics. The plan was designed to close down as many abortion clinics across the country as possible.

40. In April 1985, Action for Life II, the Second Annual Pro-Life Activist Conference was held in Appleton, Wisconsin. At this conference, participants named their coalition of "activist" anti-abortion groups the Pro-Life Action Network ("PLAN"). PLAN adopted an agenda of nationally-coordinated activities, including sit-ins, to shut down the abortion industry and pledged to create "a year of pain and fear" for anyone receiving or performing an abortion. Conference participants were greeted with a marque at the conference site that said "Have a Blast." Many wore firecrackers, to symbolize dynamite, as lapel pins. Defendants Scheidler, Ryan, PLAL, and PDAL participated in this national meeting.

41. On March 25, 1986, defendants Scheidler, Ryan, PLAL, PDAL, and others led a workshop in Pensacola, Florida, designed to encourage local residents to join them in taking unlawful, concerted action to drive women's health centers out of business.

42. On March 26, 1986, the said defendants and others went to the Ladies Center of Pensacola, Inc., a clinic in Pensacola, Florida which performs abortions, to lead an effort to shut it down. During the course of their efforts, four people, including Joan Andrews and John Burt, stormed the clinic. John Burt injured Linda Taggert, the clinic administrator, and Georgia Wilde, then-president of the Escambia County chapter of plaintiff NOW. Andrews ransacked a medical procedures room, destroying surgical supplies. Both Andrews and Burt had to be subdued by the police. Both had their bail revoked after they returned to the clinic following their arrests. Both were convicted on criminal charges as a result of their actions.

43. In April 1986, defendant Scheidler traveled to Delaware to organize and train persons to use his methods for shutting down women's health centers such as DWHO and to galvanize them into action.

44. On April 11, 1986, in furtherance of the nationwide effort to close down women's health centers that perform abortions, defendant Scheidler unlawfully entered DWHO. Scheidler told the then-clinic administrator, Cathy Connor, that he had come to "case the place" because he and his followers intended to force DWHO to close. He stated that he and others intended to make Delaware the first abortion-free state in the nation. He threatened Conner with reprisals should she refuse to quit her job. Conner

subsequently left her job with DWHO in the spring of 1987.

45. On April 12, 1986, defendant Scheidler threatened that anti-abortionists "will get rid of [clinics such as DWHO]. I proclaim that Delaware is going to become the first state in the union to be free of abortion facilities."

46. Defendant Scheidler was arrested and charged with criminal trespass and harassment on April 12, 1986, as a result of his actions at DWHO the previous day. He was subsequently convicted and fined.

47. Later in April 1986, defendants Scheidler, Ryan, PLAL, and PDAL participated as organizers and workshop presenters at PLAN's third annual conference in St. Louis, Missouri, sponsored by defendant PDAL. Conference participants adopted goals for the year which included changing their language to refer to "sit-ins" as "rescue missions." The 1986-1987 PLAN Agenda called for "Days of Rescue" in June, August and December 1986, and January and April 1987. Field training for conference participants in rescue missions took place on Saturday, April 19, when 107 were arrested for blocking access to the Regency Park Center, a clinic in St. Louis that performs abortions.

48. On November 28 and 29, 1986, defendants Scheidler and Ryan returned to Pensacola to demonstrate at the Ladies Center and at the home of Judge William Anderson, who had sentenced Joan Andrews for her role in the invasion of the Ladies Center in March 1986. Defendant Terry also traveled to Pensacola for the demonstrations.

49. On Friday, November 28, several hundred anti-abortionists demonstrated at the Ladies Center for some four hours. Police had to order the demonstrators to let cars through their picket line and onto the Ladies Center property. Seven people were arrested for refusing to move from in front of a truck. After the arrests, the remaining demonstrators moved into the street and stopped traffic. The Escambia County Sheriff's Department had to be called in to help the Pensacola Police Department maintain order.

50. On Saturday, November 29, Scheidler and others addressed a rally followed by a march to the home of Judge Anderson where approximately one hundred protesters gathered. Scheidler went onto the porch of Judge Anderson's home and knocked on the door, but no one answered. Some demonstrators then refused to leave the porch and others left their protest signs behind. When officers began making arrests, Scheidler hurriedly left as the demonstration erupted into a confrontation with police. One officer was knocked to the ground, another was grabbed from behind by demonstrators attempting to aid people who had been arrested in escaping from the police. An officer's radio was taken from him by a demonstrator, and demonstrators surrounded a police cruiser in which one of those arrested had been placed by officers. Once again the city police requested assistance in crowd control from the Escambia County Sheriff's Department when demonstrators refused to move away from the surrounded cruiser. Eight people were arrested.

51. On December 14, 1986, PLAN held a mini-conference in St. Louis, Missouri, attended by defendants Ryan and Scholberg, among others. Defendant Scheidler sent a tape and received a copy of Scholberg's notes from the meeting, including the goals and guidelines

adopted. The mini-conference was held in large part to discuss their concerns over public perception of the incidents November 28 and 29 in Pensacola. Scholberg and Ryan reported to the group that Scheidler might want to distance himself from PLAN for a while.

52. The participants agreed unanimously that one of their goals was to close down abortion clinics. They set out guidelines to ensure better control of PLAN demonstrations in order to improve public perception of the activist anti-abortion movement, improve media relations and promote an impression of unity in their movement. Ryan was named interim leader of PLAN, and it was agreed that some kind of leadership council, including Ryan and Scheidler, should be on the agenda at the next PLAN Convention April 29 to May 2, 1987. The PLAN leaders agreed to meet again on January 21, 1987, in Washington, D.C.

53. From April 30 to May 2, 1987, all of the defendants except Wojnar, Migliorino and Vital-Med took part in the annual PLAN convention in Atlanta, Georgia, including field training on Saturday, May 2, 1987. Defendants Scheidler, Ryan, Terry and Scholberg were featured as speakers at the convention. Defendant Murphy attended. Seventy-nine people, including defendant Ryan, were arrested during the field training at the Women's Health Center. A news release from defendants before the Conference stated that they would try to stop abortions at Atlanta clinics "by any and all means available. No abortion clinic will be spared." At a news conference on Friday of the convention, defendant Scheidler said tactics such as blocking entrances of clinics and abrasive confrontations with women seeking abortions were

necessary "to take their business away from [the providers]."

54. At the 1987 PLAN convention, a leadership council of five regional representatives was elected, including defendants Scheidler, Ryan, Terry along with Andrew Burnett from Portland, Oregon, and Peter Lennox from Atlanta, Georgia. Burnett had been arrested at the 1986 PLAN convention field training; Lennox had attended the PLAN mini-conference in December 1986; and both Burnett and Lennox were featured speakers at the 1987 PLAN convention. The council met during the convention and met again on August 21, 1987, in Washington, D.C.

55. From August 25 through 27, 1988, defendant PLAL sponsored the 1988 PLAN convention in Chicago, Illinois. Defendants Scheidler, Scholberg, Murphy, Migliorino, Terry, PLAL, OR, and the Project took part. Scholberg, Murphy and Migliorino were speakers. Defendant Terry also spoke to the convention on the activities of OR and was featured at a PLAN news conference on Friday, August 26, encouraging others to take part in planned field training the next day. On Saturday, August 27, conference participants, including defendants Scheidler, Murphy and others, took part in demonstrations at two clinics in Chicago. At one of the clinics, demonstrators used a tactic which defendant Scheidler called a "lock and block." Scheidler described it as a new method requiring fewer people to close a clinic. Demonstrators poured glue into the locks of the clinic's doors and locked a Kryptonite bicycle lock on the door handles. Defendant Murphy and another demonstrator also used bicycle locks, positioned around Murphy's neck and the other demonstrator's ankle, to attach themselves to a solid block of concrete which they had placed in front of

the clinic door. Sixteen people, including defendant Murphy, were arrested in connection with the blockade of the clinic.

CARRYING OUT PLAN'S AGENDA: OPERATION RESCUE

56. Beginning no later than 1986, the PLAN Defendants and others in PLAN conspired to organize massive sit-ins and clinic invasions at abortion clinics nationwide. Their goal was to block access to the clinics in order to prevent patients and staff from entering or exiting and to create a threatening, intimidating atmosphere and a public image of danger in connection with the clinics. Defendant Terry presented the proposal to the other defendants in November 1986, in Pensacola, Florida.

57. Over a period of months, the plan to blockade clinics, organized under the name Operation Rescue, was discussed and revised. Following a visit between defendants Scheidler and Terry in New York in March 1987, the plan was finalized and brochures were printed showing defendants Scheidler, Ryan, Scholberg, PLAL, and PDAL among the co-sponsors of OR.

58. The revised plan for OR was presented at the 1987 PLAN convention. The 1987-88 direct action schedule which came out of the convention included OR actions from April 30 through May 7, 1988, directed at clinics in the New York City area. Field training was scheduled for Thanksgiving 1987, in St. Louis, but at the PLAN leadership council meeting August 21, 1987, in Washington, D.C., defendants and the other organizers

decided to change the location to the northeastern United States.

59. On November 28, 1987, PLAN organizers and others affiliated with them took part in an OR field training in Cherry Hill, New Jersey. Some 300 people from over a dozen states blocked access to the Cherry Hill Women's Center. Two hundred eleven were arrested.

60. From May 2 through May 6, 1988, in violation of both state and federal restraining orders, OR conducted four days of clinic blockades in New York City and Hicksville, Long Island. Arrests totalled 503 on Monday, May 2; 423 on Tuesday, May 3; 401 on Thursday, May 5; and 320 on Friday, May 6. Defendant Scheidler served as an official marshal during OR in New York. Defendants Scheidler and Scholberg were among those arrested. Scheidler was reported to have said he was there to see how the New York action was done, since they expected to do an OR action in Chicago as well.

61. On July 19, 1988, a series of OR actions began in Atlanta, Georgia. More than 1,200 participants were arrested during the nearly four months that the actions continued. Felony charges were brought against defendant Terry for inciting police assault and clinic trespass. At least 30 OR participants in Atlanta were arrested on felony charges: 8 for assaulting a police officer; 6 for terrorist acts; and 16 for false imprisonment.

62. In early October 1988, PLAN ended the OR actions in Atlanta as it geared up for a National Day of Rescue on October 29, 1988. For the National Day of Rescue, defendants Terry, Scheidler, Scholberg, Murphy, PLAL, PDAL, and other PLAN participants organized

simultaneous OR actions in some 40 cities around this country and in Toronto, Canada, blockading clinics and prompting nearly 2,500 arrests.

63. In addition to the foregoing nationally-coordinated OR actions, local OR actions have taken place continuously since the November 1987, field training in Cherry Hill, New Jersey. More than 9,700 participants have been arrested in OR actions since that time.

THEFT OF FETAL REMAINS

64. Beginning sometime before January 1988, defendants Scheidler, Scholberg, Murphy, Migliorino, Wojnar, PLAL, and others, including one or more employees of Vital-Med, conspired to steal fetal remains located in Vital-Med's research laboratory in Northbrook, Illinois. DWHO, Summit and other clinics had sent the specimens to Vital-Med for pathology testing. Defendants conspired to use the specimens as part of their drive to disrupt the operations of health clinics generally, and the operations of clinics affiliated with plaintiffs DWHO and Summit specifically, by keeping women away from the clinics through threats and intimidation and by interfering with the clinics' relations with the laboratory, lessors and others.

65. For more than six years, Vital-Med had provided services to DWHO, Summit and their affiliated clinics. Pursuant to their contract, Vital-Med performed gross and microscopic pathology testing on the fetal specimens and provided sanitary disposal of the remains.

66. In approximately January 1988, defendant Wojnar received a call from a Vital-Med employee. The employee discussed with Wojnar how fetal remains could be stolen from the laboratory. Following this call, Wojnar discussed the matter with Murphy and, over a period of approximately ten months, continuing until approximately November 1988, Murphy, Migliorino and others, with the complicity of one or more employees of Vital-Med, stole some 4,000 specimens from the laboratory.

67. Murphy and Migliorino each made several trips to Vital-Med and coordinated the actions of others who went with them. They went onto Vital-Med's property and entered the laboratory building, either through a garage door or, on Sundays when that door was closed, through a side door which was left ajar. Then they would proceed to the loading dock, open sealed storage containers and remove fetal specimens from among other medical waste, and take them from the premises. On at least one occasion, an entire storage drum was stolen, using a hand cart. On one or more occasions, Vital-Med employees saw Murphy and Migliorino but did nothing to stop the thefts.

68. The fetal remains were stored initially at various co-conspirators' homes, including the homes of defendants Scheidler, Murphy, Migliorino, and Wojnar. The stolen storage drum was taken by Murphy to Scheidler's home, where it was stored for several weeks in a playhouse in Scheidler's backyard. Eventually a public storage facility was rented and the drum was moved there. Ultimately, after removing the fetal remains from the drum, Murphy deposited the drum with the remainder of the medical waste in an ordinary garbage dumpster in the Chicago area.

69. In the summer of 1988, Murphy, Migliorino and others sent some of the fetal remains to co-conspirators Frank Avila in Fort Wayne, Indiana; Lucy M. O'Keefe in Chapel Hill, North Carolina; Charlene Crommett in Fargo, North Dakota; Dee Becker, chairwoman of the Delaware Pro-Life Coalition in Wilmington, Delaware, and anti-abortionists in Tallahassee, Florida. Many of the shipments were made by United Parcel Service with the return address of PLAL. Others were shipped by private automobile.

70. In North Carolina, 157 fetuses were shipped by a network of anti-abortionists to O'Keefe, who kept them in her kitchen. O'Keefe made arrangements for a highly-publicized funeral mass and burial on August 23, 1988. In news stories about the incident, defendant Scheidler was widely quoted as stating that the fetuses had been found at a lab in Chicago and that they were "individually packaged and labelled...with the names of the mothers, doctors, dates and places the abortions were performed."

71. In Milwaukee, Wisconsin, Migliorino arranged a September 10, 1988, ceremony and burial for a reported 1,200 fetuses. Migliorino's group and nine others issued a news release before the events, stating that they intended to release the names of the Milwaukee clinics from which the fetal remains had been taken. Defendant Scheidler again confirmed publicly that the fetuses came from Vital-Med. In published news reports, Migliorino stated that 700 of the fetuses came from Summit and another Milwaukee clinic.

72. Migliorino shipped approximately 150 fetuses from Milwaukee to Fargo, North Dakota, for burial ceremonies arranged by Crommett. In a press account, Migliorino stated that the fetuses came from the Fargo Women's Health Organization, an affiliate of DWHO and Summit,

and had been shipped originally by the Fargo clinic to a suburban area of Chicago where anti-abortionists obtained them.

73. In Chicago, Fort Wayne, Wilmington, and Tallahassee, similar actions took place. Fetal remains stolen from the lab in Northbrook were sent from the Chicago area, given local burial amidst a media campaign designed to generate negative publicity for women's health clinics generally and for affiliates of DWHO and Summit, specifically.

74. The public statements of defendant Scheidler and the local co-conspirators implied that the clinics were not following proper procedures in disposing of medical waste. They carried the clear threat to suppliers, landlords, doctors and others who provide goods and services to the clinics, that they too could be targeted by defendants for theft and other illegal activity as well as harassment and public controversy.

75. The actions of defendants and their co-conspirators also presented an obvious threat to women who have used, or might in the future consider using the clinics, that their privacy would be invaded and the confidentiality of their treatment breached by having their names and personal, medical information revealed publicly.

76. Vital-Med has now informed the management company for DWHO, Summit and their affiliates that effective January 1, 1989, it would no longer accept fetal specimens from the clinics for analysis. Plaintiffs DWHO and Summit are informed that Vital-Med had been forced by a company referred to as "Washington National" to terminate this relationship with the clinics. On information

and belief, the company to which Vital-Med referred is Washington National Insurance Corporation, or one of its operating subsidiaries, which owns a 50% interest in Vital-Med, and whose counsel, Craig Edwards, and board member, Edward Cottrell, serve as Secretary and board member, respectively, of Vital-Med.

77. At approximately the same time that she was working on the plan to steal and then publicize the stolen fetal remains, Migliorino also was engaged in a campaign to force the new lessor of Summit to breach its lease with the clinic. Following techniques outlined in defendant Scheidler's book, Migliorino sent letters directly to the landlord and to other tenants, threatening disruption and harassment if Summit were allowed to move in to the building.

78. Summit's landlord, Jefferson Associates, Ltd., has notified the clinic that it will breach their lease and refuse to let the clinic move into the new premises. The landlord, through Joel S. Lee, the President of its General Partner, Van Buren Management, Inc., has also advised Summit that it was forced by "Washington National" to terminate the lease with the clinic. On information and belief, the Washington National to which the landlord referred is Washington National Development Corporation, or one of the operating subsidiaries of Washington National Insurance Company, which holds a mortgage on the premises which were subject to the Summit lease. Washington National's in-house counsel, Craig Edwards, has confirmed to plaintiffs' counsel that he spoke with Joel Lee about the lease, but has stated that he told Lee that Washington National would not withhold its approval of the lease. Summit's current lease has expired. Summit is continuing

as a month-to-month tenant at its present location. Summit does not have a new location into which to move.

COUNT I: SHERMAN ANTITRUST ACT

79. Count I is brought against defendants Scheidler, Ryan, Terry, Scholberg, Murphy, Wojnar, Migliorino, PLAL, PDAL, OR, the Project (the "PLAN Defendants"), and Vital-Med.

80. Plaintiffs restate the allegations set forth in paragraphs 1 through 78.

81. The agreement among and the activities of the PLAN Defendants and Vital-Med are designed to, and threaten to, restrain interstate trade.

82. The agreement among and the activities of the PLAN Defendants and Vital-Med have, and threaten to have, an anti-competitive effect.

83. Women's health centers throughout the United States, including DWHO and Summit, have been damaged, and are threatened with damage by reason of the actions of the PLAN Defendants and Vital-Med.

84. Women, including NOW members, who seek abortions and other services offered by women's health centers have been damaged, and are threatened with damage, by reason of the PLAN Defendants' and Vital-Med's actions.

85. The purpose of the PLAN Defendants' and Vital-Med's actions is to force all clinics that perform

abortions out of business and to eliminate the choice of abortion for women who are pregnant.

86. The PLAN Defendants' and Vital-Med's actions have forced, and threaten to force, women's health centers that perform abortions out of business.

87. The PLAN Defendants' and Vital-Med's actions have increased the cost, and threaten to increase the cost, of having an abortion by compelling women's health clinics to incur, and to raise their charges to cover, the expense of increased security, higher insurance premiums, higher rents, and mounting legal fees, among other things.

88. The PLAN Defendants' and Vital-Med's actions have made it, and threaten to make it, more difficult for women to obtain abortions, birth control, fertility treatment, pregnancy testing, counseling, and other gynecological services.

89. Women's health centers whose cost increase are less able to compete with other facilities offering the same or similar services.

90. The PLAN Defendants' and Vital-Med's actions have been designed to interfere with, and threaten to interfere with, the on-going business and contractual relationships women's health centers have with patients, laboratories, lessors, doctors, employees, and others.

91. The PLAN Defendants' and Vital-Med's actions have increased, and threaten to increase, the risk of medical complications faced by women who seek abortions by forcing such women to postpone abortions or by exposing such women to a pattern of harassing and intimidating

conduct designed to create stress and to stop them forcibly from exercising their choice to have an abortion.

92. NOW has been frustrated, and is threatened with being frustrated, by the defendants' actions in its efforts to ensure that women continue to have access to safe, economical abortions and family planning services. NOW has had to devote significant resources to identify and counteract the defendants' actions.

93. The PLAN Defendants' and Vital-Med's actions violate the rights of NOW, DWHO, Summit, all similarly-situated women's health centers, and their current and prospective patients, to be free of restraints and threatened restraints of trade under Section One of the Sherman Antitrust Act, 15 U.S.C. § 1.

WHEREFORE, plaintiffs pray that this Court:

(1) Certify this case as a plaintiffs' class action;

(2) Declare that the actions of PLAN Defendants and Vital-Med have violated the rights of NOW, DWHO, Summit, all similarly-situated women's health centers, and their current and prospective patients, to be free of restraints of trade under Section One of the Sherman Antitrust Act, 15 U.S.C. § 1;

(3) Enjoin the PLAN Defendants and Vital-Med from carrying out a concerted effort to drive women's health centers such as DWHO and Summit out of business;

(4) Enjoin the PLAN Defendants and Vital-Med from using unlawful means to drive women's health centers such as DWHO and Summit out of business;

(5) Award DWHO, Summit and all similarly situated women's health centers treble damages from the PLAN Defendants and Vital-Med;

(6) Grant plaintiffs their costs in this action and reasonable attorneys' fees; and

(7) Grant such other and further relief as the Court deems just and proper.

COUNT II: RICO § 1962(a)

94. Count II is brought against the defendants Scheidler, Terry, Scholberg, Murphy, PLAL, OR, and the Project (the "RICO Defendants") by plaintiffs DWHO and Summit and the class they represent, which reallege paragraphs 1 through 78.

95. PLAN is an enterprise under 18 U.S.C. § 1961(4), engaged in and affecting interstate commerce. PLAN is an association of individuals and groups with common purposes, including driving all clinics that provide abortion services out of business and preventing the plaintiff clinics from conducting business. PLAN is wholly distinct from the pattern of racketeering activity engaged in by each defendant.

96. The PLAL, OR and the Project are each enterprises under 18 U.S.C. § 1961(4), engaged in and affecting interstate commerce. The common purpose of each association is to drive clinics that provide abortion services out of business. PLAL, OR and Project Life are distinct from the pattern of racketeering activity engaged in by each defendant.

97. Defendants Scheidler, Scholberg, Murphy, Wojnar, PLAL, Terry, OR, and the Project, each a person under 18 U.S.C. § 1961(3), receive income, directly or indirectly, from a pattern of racketeering activity that includes predicate offenses in violation of 18 U.S.C. § 1951 (the "Hobbs Act"). Defendants conspired to, attempted to or did wrongfully use threatened or actual force, violence or fear to induce or attempt to induce the employees of affected clinics to give up their jobs; doctors involved with affected clinics to give up their economic right to practice medicine at the plaintiff clinics; patients of affected clinics to give up their right to obtain services at the plaintiff clinics; and prospective patients of clinics to give up their constitutional right to decide whether and where to obtain medical services free from fear of violence or threatened or actual force.

98. Specifically, the RICO Defendants have committed the following predicate acts among others:

a. Attempts, conspiracies to commit and commission of extortion against the Women's Awareness Clinic, its employees, doctors, patients, and prospective patients in Ft. Lauderdale, Florida, by persons attending the 1984 National Pro-Life Conference, at which defendant Scheidler presented a workshop;

b. Conspiracy to commit extortion by defendant Scheidler and others associated with him as part of their participation in the 1985 PLAN Conference against anyone receiving or performing an abortion;

c. Conspiracy to commit extortion by persons attending a March 25, 1986, workshop led by

defendants Scheidler and others associated with defendants in Pensacola, Florida, which organized persons to attempt or commit extortion to drive the Ladies Center and similar women's health centers out of business;

d. Attempted extortion and the commission of physical violence against persons on March 26, 1986, when John Burt physically injured the president of the local NOW chapter and others in the course of efforts by defendants Scheidler, PLAL and others associated with them to shut down the Ladies Center by committing extortion. John Burt wrongfully threatened and used actual force to induce the employees of affected clinics to give up their jobs; doctors involved with affected clinics to give up their economic right to practice medicine at the plaintiff clinics; patients of affected clinics to give up their right to obtain services at the plaintiff clinics; and prospective patients of affected clinics to give up their constitutional right to decide whether and where to obtain medical services free from fear of violence or threatened or actual force;

e. The destruction of medical supplies by Joan Andrews on March 26, 1986, in the course of efforts by defendants Scheidler, PLAL and others associated with them to shut down the Ladies Center and in furtherance of a plan to commit extortion by using threatened or actual force or fear to induce the Ladies Center's employees, doctors, patients, and prospective patients to relinquish their economic rights and property interests;

f. Attempts, conspiracies to commit and commission of extortion against the Regency Park

Center, its employees, doctors, patients, and prospective patients in St. Louis, Missouri, by persons attending the 1986 PLAN Conference, in which defendants participated as organizers and workshop presenters;

g. Attempted extortion by defendant Scheidler on April 11, 1986, when Scheidler threatened DWHO's clinic administrator with reprisals if she refused to quit her job at the clinic in order to induce the clinic administrator to quit that job;

h. Attempts, conspiracies to commit and commission of extortion against the Women's Health Center, its employees, doctors, patients, and prospective patients in Atlanta, Georgia, by persons attending the 1987 PLAN Conference, in which defendants took part;

i. Attempts, conspiracies to commit and commission of extortion at a series of OR actions, including:

(1) A "field training" action on November 28, 1987, and continuous actions since then directed at the Cherry Hill Women's Center in Cherry Hill, New Jersey, in which Terry, OR, the Project, and others associated with them have blocked access to the clinic, among other actions;

(2) Four days of blocking the entry to clinics in New York City and Hicksville, Long Island, from May 2 to May 6, 1988. Terry was an organizer and Scheidler served as official marshal for the New York action. Terry, Scheidler and other PLAL

employees were among those arrested at the New York actions;

(3) Nearly four months of actions, beginning July 19, 1988, directed against clinics in Atlanta, Georgia. More than 1,200 participants in these actions, including Terry and others associated with him, were arrested for charges including inciting police assault, assaulting a police officer, terrorist acts, false imprisonment, and trespass;

(4) A 40-city National Day of Rescue on October 29, 1988, organized by defendants Terry, Scheidler, PLAL, OR, the Project, and others associated with them to block access to clinics to force and attempt to force clinics to close;

j. Attempts, conspiracies to commit and commission of extortion in 1988 by defendants Scheidler, Murphy, Migliorino, Wojnar, PLAL, and others associated with them against patients and prospective patients of clinics affiliated with plaintiffs DWHO and Summit. Specifically, (1) Scheidler, Wojnar, Murphy, Migliorino, PLAL, and others associated with them conspired to steal and hide the fetuses; and (2) Scheidler, Murphy, Migliorino, PLAL, and others (a) threatened to disclose confidential information about previous patients of these clinics, in connection with the theft of fetal remains from Vital-Med, and (b) publicized and conducted funeral masses and burials for the stolen fetuses. The said defendants committed the above acts in order to induce fear in prospective patients and thus force them to forego the right to decide where to seek medical services free from pressure by defendants and others;

k. Attempts and conspiracies to commit extortion by Scheidler, Murphy, Migliorino, Wojnar, PLAL, and others associated with them against doctors working with clinics affiliated with plaintiffs DWHO and Summit. Specifically, the said defendants and others affiliated with them (1) threatened to disclose, and in some cases did disclose, the identity of these doctors in connection with the theft of fetal remains from Vital-Med; and (2) conducted and publicized fetal funerals. The said defendants committed the above acts in order to induce fear in the doctors to force them to forego the economic benefits of their involvement with the clinics; and

l. Attempts and conspiracies to commit extortion by Scheidler, Murphy, Migliorino, Wojnar, PLAL, and others associated with them against clinics affiliated with plaintiffs DWHO and Summit. Specifically, the said defendants and others (1) illegally stole, hid and transported fetal specimens from Vital-Med in Northbrook, Illinois, to Fargo, North Dakota, Ft. Wayne, Indiana, Raleigh, North Carolina, Wilmington, Delaware, and Milwaukee, Wisconsin; (2) threatened to disclose confidential information about patients and the identities of doctors in connection with the theft of fetal remains from Vital-Med; (3) publicized and conducted funeral masses and burials for the stolen fetuses. The said defendants and others affiliated with them committed the above acts to induce the clinics to fear the economic losses that would result both from the invasion of privacy of clinic patients and doctors and from negative publicity associated with the fetal funerals. Thus, Scheidler, PLAL and the others attempted and conspired to force the clinics to stop providing abortion services.

99. Each of the attempts and conspiracies to commit extortion obstructed, delayed, and/or affected interstate commerce insofar as it succeeded. Each of the successful conspiracies to commit or commissions of extortion, and the physical violence committed by John Burt and Joan Andrews in furtherance of plans to commit extortion, obstructed, delayed and/or affected interstate commerce.

100. The income the PLAN Defendants receive from their pattern of racketeering activity includes contributions received by these defendants in support of their extortionate acts. Defendants Scheidler, Scholberg, Murphy, and Terry also receive or have received salaries or other payments and benefits, including, in the cases of Scheidler, Scholberg and Murphy, the personal use of a car owned by PLAL, because of their involvement in the pattern of racketeering activity.

101. Defendants Scheidler, Scholberg, Murphy, and PLAL used or invested, directly or indirectly, income received from a pattern of racketeering activity, or the proceeds from that income, to establish or operate PLAN and PLAL.

102. Defendants Ryan and the PDAL used or invested, directly or indirectly, income received from a pattern of racketeering activity, or the proceeds from that income, to operate PLAN and PDAL.

103. Defendants Terry, OR and the Project used or invested, directly or indirectly, income received from a pattern of racketeering activity, or the proceeds from that income to operate PLAN, OR and the Project.

104. Each defendant's violation of 18 U.S.C. § 1962(a) has injured the business and/or property interests of the plaintiffs and the class members. The RICO Defendants' investment of income received from the pattern of racketeering activity or the proceeds therefrom has injured plaintiffs by furthering those illegal goals of PLAN, and/or PLAL, OR or the Project which involve extortionate and anti-competitive activities against abortion providers.

105. Specifically, the RICO Defendants' activities have decreased the business of, and/or increased the cost of doing business at, DWHO, Summit and similarly-situated clinics. The RICO Defendants' activities have injured the plaintiff class of female NOW members and other women who have been unable to obtain abortion services, or whose choice of clinics that provide these services has been restricted, by depriving them of the right to choose freely between abortion providers in an unthreatened marketplace and to reap the economic and medical advantages of having that choice.

WHEREFORE, plaintiffs ask that this Court certify this case as a plaintiffs' class action; award plaintiffs DWHO and Summit treble damages, to be proved at trial, along with costs, attorneys' fees, and grant all other relief to which plaintiffs may be entitled.

COUNT III: RICO § 1962(c)

106. Count III is brought against the RICO Defendants and defendant Migliorino by plaintiffs DWHO and Summit and the class of clinics they represent, which reallege paragraphs 1 through 79, and 96 through 105.

107. Defendants Scheidler, Terry, Scholberg, Murphy, and Migliorino, each persons under 18 U.S.C. § 1961(3), are associated with PLAN by virtue of their involvement in its annual conventions as speakers and in other capacities. Defendants Scheidler and Terry are also associated with PLAN by virtue of their positions on its leadership council.

108. Defendants PLAL, OR and the Project, each a person under 18 U.S.C. § 1961(3), are associated with PLAN and are constituent groups that comprise PLAN. In addition, they are associated with PLAN through the roles of their respective current or former directors, Scheidler and Terry, in PLAN.

109. Each RICO Defendant and Migliorino conducted and participated in PLAN's affairs through a pattern of racketeering activity. The predicate acts comprising the pattern of racketeering activities include those acts described in paragraph 99 above. As a consequence of the pattern of racketeering activity, defendants Scheidler, Terry, Scholberg, Murphy, Wojnar, and Migliorino, and through them, PLAL, OR and the Project have obtained and maintained significant roles in PLAN.

110. As a result of each defendant's violation of 18 U.S.C. § 1968(c), plaintiffs have suffered the injuries described *supra* in paragraphs 104-105.

WHEREFORE, plaintiffs ask that this Court certify this case as a plaintiffs' class action, award plaintiffs DWHO and Summit treble damages, to be proved at trial, along with costs and attorneys' fees, and grant all other relief to which plaintiffs may be entitled.

COUNT IV: RICO § 1962(d)

111. Count IV is brought against the RICO Defendants by plaintiffs DWHO and Summit and the class of clinics which they represent, which reallege paragraphs 1 through 78, 95 through 105 and 107 through 110 above.

112. Defendants Scheidler, Scholberg, Murphy, and Terry conspired with each other and other persons to use the income they received from a pattern of racketeering activity, or the proceeds therefrom, to establish or operate PLAN, in violation of 18 U.S.C. § 1962(d). Each of these defendants further agreed to the commission of the extortionate acts from which the above-mentioned income would derive.

113. Defendants Scheidler, Scholberg, Murphy, Migliorino, Terry, and, on information and belief, Wojnar agreed with each other and other persons to conduct and/or participate in the affairs of PLAN. Each of these defendants further agreed to the commission of extortionate acts through which each defendant would conduct and/or participate in PLAN's affairs in violation of 18 U.S.C. § 1962(d).

114. As a direct result of defendants' conspiracy in violation of 18 U.S.C. § 1962(d), plaintiffs have been injured in their business and/or property, as alleged in paragraphs 104-105 above.

WHEREFORE, plaintiffs ask that the Court certify this case as a plaintiffs' class action, award plaintiffs DWHO and Summit treble damages, to be proved at trial, along with other costs, attorneys' fees, and grant all other relief to which plaintiffs may be entitled.

COUNT V: TORTIOUS INTERFERENCE WITH PROSPECTIVE ECONOMIC ADVANTAGE

115. Count V is brought against defendants Scheidler, Scholberg, Murphy, Migliorino, Wojnar, and PLAL by DWHO and Summit, on their own behalf and not on behalf of any class. Plaintiffs reallege paragraphs 1 through 78.

116. DWHO, Summit, the Fargo Women's Health Organization, Inc., the Fort Wayne Women's Health Organization, Inc., and the Raleigh Women's Health Organization, Inc. are among nine affiliated clinics (the "WHO Clinics"). The WHO clinics, through their management company, National Women's Health Organization, Inc., had a contract with Vital-Med to provide abortion-related and other pathology services to the clinics. Vital-Med provided services to Summit since 1982 and has had a contractual relationship since 1984. As recently as August 27, 1988, Vital-Med and the WHO clinics had agreed on a fee schedule which would govern their contractual relationship in the future.

117. Before defendants engaged in the unlawful acts described above, DWHO and Summit had an expectancy of a valid business relationship with Vital-Med. On information and belief, each defendant was aware of that expectancy.

118. During 1988, defendants schemed to steal and send fetal specimens from Chicago to Fargo, Ft. Wayne, Raleigh, Milwaukee, and Wilmington. Defendants or their followers, who knew of Vital-Med's contract with the WHO clinics, agreed with one or more Vital-Med employees that the employee(s) assist the defendants in stealing the specimens. After stealing the fetal remains, the

defendants shipped them to a variety of locations across the country, and told the press that the specimens were being taken "home" to be buried. Based on information provided by the defendants, newspapers named Vital-Med as the source of the specimens.

119. In the week of November 7, 1988, Vital-Med terminated its contract to provide abortion-related pathology services to the WHO clinics. Vital-Med simultaneously wrote to the National Women's Health Organization, Inc. that it enjoyed their working relationship and would continue to provide the clinics with services related to processing PAP smears.

120. Upon information and belief, each defendant intentionally, maliciously and without justification induced Vital-Med to terminate its business with the WHO clinics. Defendants' theft of the specimens was an illegal and improper act designed to induce Vital-Med's termination of its relationship with the WHO clinics.

121. Each defendant's interference with the plaintiff clinics' prospective economic advantage is improper and unjustified. Defendants have committed illegal acts in order to interfere with the plaintiff clinics' business expectancies.

122. As a result of defendants' tortious interference with the ongoing business relationship between the WHO clinics and Vital-Med, the WHO clinics have incurred and will incur damages in obtaining new sources for laboratory testing and medical waste disposal services.

WHEREFORE, plaintiffs ask that this Court award DWHO and Summit compensatory and punitive damages for defendants' tortious interference with their contracts

with Vital-Med, costs, and all other relief to which they are entitled.

COUNT VI: TORTIOUS INTERFERENCE WITH EXISTING BUSINESS RELATIONSHIP

123. Count VI is brought against defendant Migliorino by Summit, on its own behalf, and not on behalf of any class. Summit realleges paragraphs 1 through 78.

124. On July 26, 1988, Summit entered into a lease with Jefferson Associates, Ltd. for space in the Jefferson Building to be used as a clinic in Milwaukee, Wisconsin.

125. Defendant Migliorino, who knew of Summit's lease of space in the Jefferson Building, sent a letter, dated October 4, 1988 to other tenants in the Jefferson Building and businesses located in the area surrounding the building. This letter threatened controversy and conflicts with anti-abortion activists if Summit were allowed to enjoy the benefits of its lease. Specifically, Migliorino threatened weekly pickets and demonstrations, including sit-ins in the building lobby, chaining building doors closed and blocking doors with cars. She threatened that female business clients of other businesses would be suspected of going to the clinic and would be harassed by so-called sidewalk counselors. She also made reference to the press coverage of the stolen fetal remains and the fetal funeral in Milwaukee to demonstrate the lengths to which she and her associates would go to prevent Summit from operating its business.

126. Migliorino asked the other tenants and businesses to send letters of opposition to Joel S. Lee, President of

Van Buren Management, Inc., the general partner of Jefferson Associates, Ltd. She stated that "Joel S. Lee, however, welcomes your protest on this matter and if tenants are opposed, the mortgage lender *will not* approve the lease." (Emphasis in original.) Upon information and belief, the lender was Washington National Development Corporation, a subsidiary of Washington National Insurance Company.

127. Jefferson Associates, Ltd. has now informed Summit that Summit will not be allowed to move into the Jefferson Building pursuant to the lease. Defendant Migliorino has taken credit publicly for causing the landlord to breach the lease.

128. Migliorino intentionally and without justification induced Jefferson Associates, Ltd. to breach its contract with Summit. Her actions were an illegal and improper inducement of Jefferson Associates, Ltd.'s cancellation of the lease.

129. As a result of defendant's tortious conduct and Jefferson Associates, Ltd.'s resulting breach of contract, Summit has incurred and will incur damages in obtaining a lease for other premises.

WHEREFORE, plaintiffs ask that this Court award Summit damages for defendant's tortious interference with its contract with Jefferson Associates, Ltd., punitive damages, costs, and all other relief to which they are entitled.

COUNT VII:
BREACH OF DUTY OF CONFIDENTIALITY

130. Count VII is brought against Vital-Med by DWHO and Summit, which reallege paragraphs 1 through 78.

131. Vital-Med knew that a doctor-patient relationship existed with regard to the fetal specimens sent by the plaintiff clinics to Vital-Med for testing and disposal, and that confidentiality was owed by the clinics and the doctors to the women who had abortions. Vital-Med had a duty of confidentiality to the plaintiff clinics and the women whose fetal specimens were sent for pathology testing and disposal. Nevertheless, Vital-Med failed to establish and follow any security procedures to provide confidentiality regarding the names of the clinics, the doctors and the women who had abortions at DWHO, Summit and their affiliated clinics and to ensure proper sanitary disposal of the remains.

132. As a result of Vital-Med's tortious conduct, DWHO and Summit have incurred and will incur damages.

WHEREFORE, plaintiffs ask that this Count award DWHO and Summit damages, costs and all other relief to which they are entitled.

Respectfully submitted,

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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

NATIONAL ORGANIZATION FOR WOMEN, INC., et al.,	)	
Plaintiffs,	)	**No. 86 C 7888**
v.	)	
JOSEPH M. SCHEIDLER, et al.,	)	
Defendants.	)	

ORDER

JAMES F. HOLDERMAN, District Judge:

This case contains three civil Racketeer Influenced and Corrupt Organization Act ("RICO") claims, which have been filed in this court pursuant to 18 U.S.C. §§ 1961-1968. This RICO Case Statement Order has been designed to establish a uniform and efficient procedure for processing these claims.

The plaintiffs shall file by February 25, 1991, a RICO case statement. This statement shall include the facts the plaintiffs are relying upon to initiate each RICO claim as a result of the "reasonable inquiry" required by Fed. R. Civ.

P. 11. In particular, this statement shall be in a form which uses the numbers and letters as set forth below, and shall state in detail and with specificity the following information.

1. State whether the alleged unlawful conduct is in violation of 18 U.S.C. §§ 1962(a), (b), (c), and/or (d).

2. List each defendant and state the alleged misconduct and basis of liability of each defendant.

3. List the alleged wrongdoers, other than the defendants listed above, and stated the alleged misconduct of each wrongdoer.

4. List the alleged victims and state how each victim was allegedly injured.

5. Describe in detail the pattern of racketeering activity or collection of unlawful debts alleged for each RICO claim. A description of the pattern of racketeering shall include the following information:

a. List the alleged predicate acts and the specific statutes which were alleged violated;

b. Provide the dates of the predicate acts, the participants in the predicate acts, and a description of the facts surrounding the predicate acts;

c. If the RICO claim is based on the predicate offenses of wire fraud, mail fraud, or fraud in the sale of securities, the "circumstances constituting fraud in the sale of securities, the "circumstances constituting fraud or mistake shall be stated in particularity." Fed. R. Civ. P.

9(b). Identify the time, place and contents of the alleged misrepresentations, and the identity of the persons to whom and by whom the alleged misrepresentations were made;

d. State whether there has been a criminal conviction for violation of the predicate acts;

e. State whether civil litigation has resulted in a judgment in regard to the predicate acts;

f. Describe how the predicate acts form a "pattern of racketeering activity"; and

g. State whether the alleged predicate acts relate to each other as part of a common plan. If so, describe in detail.

6. Describe in detail the alleged enterprise for each RICO claim. A description of the enterprise shall include the following information:

a. State the names of the individuals, partnerships, corporations, associations, or other legal entities, which allegedly constitute the enterprise;

b. Describe the structure, purpose, function and course of conduct of the enterprise;

c. State whether any defendants are employees, officers or directors of the alleged enterprise;

d. State whether any defendants are associated with the alleged enterprise;

e. State whether you are alleging that the defendants are individuals or entities separate from the alleged enterprise, or that the defendants are the enterprise itself, or members of the enterprise; and

f. If any defendants are alleged to be the enterprise itself, or members of the enterprise, explain whether such defendants are perpetrators, passive instruments, or victims of the alleged racketeering activity.

7. State and describe in detail whether you are alleging that the pattern of racketeering activity and the enterprise are separate or have merged into one entity.

8. Describe the alleged relationship between the activities of the enterprise and the pattern of racketeering activity. Discuss how the racketeering activity differs from the usual and daily activities of the enterprise, if at all.

9. Describe what benefits, if any, the alleged enterprise receives from the alleged pattern of racketeering.

10. Describe the effect of the activities of the enterprise on interstate or foreign commerce.

11. If the complaint alleges a violation of 18 U.S.C. § 1962(a), provide the following information:

a. State who received the income derived from the pattern of racketeering activity or through the collection of an unlawful debt; and

b. Describe the use or investment of such income.

12. If the complaint alleges a violation of 18 U.S.C. § 1962(b), describe in detail the acquisition or maintenance of any interest in or control of the alleged enterprise.

13. If the complaint alleges a violation of 18 U.S.C. § 1962(c), provide the following information:

a. State who is employed by or associated with the enterprise.

b. State whether the same entity is both the liable "person" and the "enterprise" under § 1962(c).

14. If the complaint alleges a violation of 18 U.S.C. § 1962(d), describe in detail the alleged conspiracy.

15. Describe the alleged injury to business or property.

16. Describe the direct causal relationship between the alleged injury and the violation of the RICO statute.

17. List the damages sustained by reason of the violation of § 1962, indicating the amount for which each defendant is allegedly liable.

18. List all other federal causes of action, if any, and provide the relevant statute numbers.

19. List all pendent state claims, if any.

20. Briefly provide any additional information that you feel would be helpful to the court in processing your RICO claim.

IT IS SO ORDERED.

ENTER:

JAMES F. HOLDERMAN
United States District Judge

DATED: February 4, 1991

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

NATIONAL ORGANIZATION FOR WOMEN, INC., et al.,	)	
Plaintiffs,	)	**No. 86 C 7888**
v.	)	
JOSEPH M. SCHEIDLER, et al.,	)	
Defendants.	)	

PLAINTIFFS' RICO CASE STATEMENT

1. State whether the alleged unlawful conduct is in violation of 18 U.S.C. §§ 1962(a), (b), (c), and/or (d).

Plaintiffs' Second Amended Complaint (the "Complaint") alleges that defendants Joseph M. Scheidler, Randall A. Terry, Andrew Scholberg, Timothy Murphy, Pro-Life Action League, Inc. ("PLAL"), and Operation Rescue have violated § 1962(a); that defendants Scheidler, Terry, Scholberg, Murphy, PLAL, Operation Rescue, and Monica Migliorino have violated § 1962(c); and that defendants Scheidler, Terry, Scholberg, Murphy, PLAL,

and Operation Rescue have violated § 1962(d). (These defendants are referred to collectively as the "RICO Defendants.")

2. List each defendant and state the alleged misconduct and basis of liability of each defendant.

Plaintiffs allege that each of the RICO Defendants has conspired to commit and engaged in a pattern of extortionate activities designed to drive clinics that perform abortions out of business. These activities include clinic invasions and blockades; destruction of clinic property; the unlawful taking and parading of fetal remains, and physical attacks on clinic personnel are described in detail in the chart attached hereto as Exhibit A. In addition, the RICO Defendants' liability is based on acts committed by their co-conspirators in furtherance of the conspiracy to drive such clinics out of business through extortionate acts. The co-conspirators' extortionate activities are listed in the chart attached hereto as Exhibit B.[1]

---

[1] Because the pattern of extortionate acts is an ongoing one with illegal activities continuing to date, and because certain RICO Defendants and co-conspirators have asserted their Fifth Amendment privilege rather than answer questions propounded in the discovery, plaintiffs' investigation continues, and the information in Exhibits A and B is necessarily incomplete.

3. List the alleged wrongdoers, other than the defendants listed above, and state the alleged misconduct of each wrongdoer.

Plaintiffs allege that numerous co-conspirators have joined with defendants to commit extortionate acts designed to drive clinics out of business. These co-conspirators and their wrongful activities are described in detail in Exhibit B. In addition to the co-conspirators listed in Exhibit B, there are hundreds or thousands of unidentified co-conspirators who have joined forces with the RICO Defendants to commit extortionate acts aimed at closing clinics that perform abortions. Pursuant to this Court's protective order of October 20, 1988, the RICO Defendants and others have not disclosed the identities of most of these co-conspirators.

4. List the alleged victims and state how each victim was allegedly injured.

The victims of defendants' illegal and extortionate conduct are all clinics that provide abortion services, all doctors, administrators, and other clinic employees who work at such clinics, all patients who have sought services at such clinics, all prospective patients who will seek services at such clinics, and the National Organization for Women, Inc. ("NOW"), which has as one of its chief purposes the protection of women's rights to reproductive choice, including the right to choose to have an abortion.

The injuries to the victim clinics include being driven out of business, having their businesses interrupted for various periods of time resulting in lost profits, incurring increased security costs, enduring harassment of personnel,

and suffering interference with their contracts with vendors and landlords. Clinics have also suffered decreased employee productivity due to the RICO Defendants' and co-conspirators' disruptive acts. A number of clinic employees have resigned their positions because of defendants' harassment and threats of harassment. Likewise, doctors have resigned their positions with clinics as a result of harassment by defendants. Accordingly, clinics have spent additional resources in the recruitment of physicians and staff.

The injuries to the victim patients include the inability to obtain, or the delay in obtaining, clinic services; increased complication rates resulting from defendants' disruptive acts; and emotional distress intentionally inflicted by the RICO Defendants and co-conspirators through their blockades, clinic invasions, wrongful taking and publicity of possession of fetal remains, the threats disclosure of patient identities, and threats to commit all these and other unlawful acts. The injuries to prospective patients include the impairment of their right to decide when and where to obtain the services, including abortions, that the class member clinics provide.

NOW's injuries include the diversion of its resources to counter the RICO Defendants' and co-conspirators' extortionate acts in order to protect women's reproductive rights. NOW has also suffered physical and verbal assaults and threats on its officers and members who serve as escorts for women seeking abortions and who otherwise seek to protect women's rights to reproductive choice.

5. Describe in detail the pattern of racketeering activity or collection of unlawful debts alleged for each RICO claim. A description of the pattern of racketeering shall include the following information:

a. List the alleged predicate acts and the specific statutes which were allegedly violated.

The predicate acts alleged by plaintiffs are listed in Exhibits A and B. These acts violate of the Hobbs Act, 18 U.S.C. § 1951. Specifically, by these acts the RICO Defendants have attempted, conspired, or actually threatened or used actual force, violence, or fear to induce or attempt to induce the employees of affected clinics to give up their jobs; to induce or attempt to induce doctors involved with affected clinics to give up their economic right to practice medicine at clinics that provide abortions; to induce or attempt to induce patients of affected clinics to give up their right to obtain services at clinics that provide abortions; and to induce or attempt to induce prospective patients of clinics that provide abortions to give up their constitutional right to decide whether and where to obtain medical services free from fear of violence or threatened or actual force.

b. Provide the dates of the predicate acts, the partici-pants in the predicate acts, and a description of the facts surrounding the predicate acts.

See Exhibits A and B.

c. If the RICO claim is based on the predicate offenses of wire fraud, mail fraud, or fraud in the sale of securities, the "circumstances constituting fraud or mistake shall be stated in particularity." Fed.R.Civ.P. 9(b). Identify the time, place and contents of persons to whom and by whom the alleged misrepresentations were made.

The RICO claims are not based on these predicate acts.

d. State whether there has been a criminal conviction for violation of the predicate acts.

See Exhibits A and B. These charts do not contain all of the RICO Defendants' and their co-conspirators' convictions. Plaintiffs' efforts to obtain this information have been frustrated for several reasons. First, the National Crime Information Center computer often does not include convictions for state misdemeanor charges and ordinance violations, even though these judgments are criminal convictions and there is no question that misdemeanors may constitute extortion for RICO purposes. *Feminist Women's Health Center v. Roberts, et al.*, No. C86-161Z (W.D. Wash., May 5, 1989) (available 1989 WL 56017, at page 8).[2] Also, at their depositions, many of the

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[2] A similar problem occurs even with those felony arrests which result in misdemeanor convictions. For example, Scheidler was arrested for burglary, among other charges, in Pensacola, Florida on April 26, 1986. The felony charges were dismissed, yet no record of the felony arrest or any convictions appears on the criminal record for Scheidler that plaintiffs obtained pursuant to subpoena.

RICO Defendants and their co-conspirators have demonstrated a lack of understanding of what constitutes a conviction,[3] and most of the RICO Defendants claim that they do not maintain files of court orders which set forth the terms of their conditional discharges or probations upon being convicted of an offense.

e. State whether civil litigation has resulted in a judgment in regard to the predicate acts.

Civil litigation has resulted in a number of civil judgments against many of the defendants and their co-conspirators. The following is a list of those lawsuits of which plaintiffs are aware:

Fort Wayne Women's Health Organization v. Wendell Brane, Bryan Brown, Ellen Brown, Northeast Indiana Rescue, et al., unreported decision (N.D. Ind. May 1990) (permanent injunction entered for similar conduct, brought under 42 U.S.C. §1985(3); also found liable under RICO statute).

Portland Fem. Women's Health Ctr.v. Advocates for Life, 859 F.2d 681 (9th Cir. 1988) (court upheld preliminary injunction entered for similar conduct, brought under 42 U.S.C. § 1985(3)).

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[3] For example, many of the RICO Defendants relate that they were arrested, but that the charges were "dropped" after payment of a $100 fine. If the defendants were required to pay a fine, then, of course, the charges were not "dropped" -- there necessarily was a finding or admission of guilt. Apparently, many of the defendants equate a conviction only with a sentence of imprisonment.

Lovejoy Specialty Hospital, Inc. v. Advocates for Life, Inc., 104 Or.App. 596, 802 P.2d 684 (1990) (upholding civil contempt order incarcerating defendants [including Andrew Burnett] until they agreed to obey the preliminary injunction which was entered for similar acts).

New York State National Organization for Women v. Terry, Operation Rescue et al., 886 F.2d 1339 (2d Cir. 1989), *cert. denied*; *Terry v. New York State National Organization for Women*, 110 S.Ct. 2206, 109 L.Ed.2d 532 (1990) (upholding permanent injunction entered for conduct nearly identical to that alleged in *NOW v. Scheidler*, 86 C 7888 (N.D. Ill.), but brought under 42 U.S.C. § 1985(3), granted plaintiff's motion for civil contempt and assessed penalties).

Southwestern Medical Clinics v. Operation Rescue, 744 F.Supp. 230 (D. Nev. 1989) (preliminary injunction entered for similar conduct, but brought under 42 U.S.C. § 1985(3), permanent injunction entered August 1990 in unreported decision).

NOW v. Operation Rescue, 747 F.Supp. 760 (D.D.C.1990) (permanent injunction entered for simila. conduct, but brought under 42 U.S.C. § 1985(3)).

Roe v. Operation Rescue, 710 F.Supp. 577 (E.D. Pa. 1989), *aff'd.*, 898 F.2d 142 (3d Cir. 1990) (permanent injunction entered against Operation Rescue for similar conduct under 42 U.S.C. § 1985(3).

Bray v. Alexandria Women's Clinic, cert. granted, No. 90-985, ___ S.Ct. ___, 1991 WL 20459 (1991) (Operation Rescue has appealed the Fourth Circuit's

decision -- the case was known below as *NOW v. Operation Rescue*, 914 F.2d 582 (4th Cir. 1990) -- upholding the trial court's issuance of a permanent injunction against Operation Rescue for similar conduct, but brought under 42 U.S.C. § 1985(3)).

Northeast Women's Center, Inc. v. McMonagle, 868 F.2d 1342 (3d Cir. 1989); *cert. denied, McMonagle v. Northeast Women's Center*, 110 S.Ct. 261, 107 L.Ed.2d 210 (1989) (injunction upheld after finding of liability under RICO 1962(c)).

Feminist Women's Health Center v. Roberts, et al., 1989 WL 56017 (W.D. Wash., May 5, 1989) (suit brought under RICO and 42 U.S.C. § 1985(3), based on illegal extortionate activities which drove clinic out of business in 1984, including at least one defendant's aiding and abetting Curtis Beseda in arson).

f. Describe how the predicate acts form a "pattern of racketeering activity.

(1) The Racketeering Activity

The predicate acts listed in Exhibits A and B -- clinic blockades; harassment of clinic patients; clinic invasions; kidnapping of clinic personnel; destruction of clinic property and advertisements; bombing and arson; the unlawful removal of fetal remains; the storage, transportation, and disposal of fetal remains taken illegally; unlawful interference by threats and otherwise with leases and other legal contracts; and agreements to commit all of these acts -- violate the Hobbs Act, 18 U.S.C. § 1951.

Hobbs Act violations are in turn deemed racketeering activity under RICO. 18 U.S.C. § 1961(1).

The Hobbs Act provides as follows:

> (a) Whoever in any way or degree obstructs, delays, or affects commerce or the movement of any article or commodity in commerce, by robbery or extortion or attempts or conspires so to do, or commits or threatens physical violence to any person or property in furtherance of a plan or purpose to do anything in violation of this section shall be fined...
>
> (b) As used in this section --
>
> (2) The term "extortion" means the obtaining of property from another, with his consent, induced by wrongful use of actual or threatened force, violence, or fear...

18 U.S.C. § 1951. The right of the putative class clinics to conduct business and to make business decisions free of threats and coercion is "property" under the Hobbs Act. *United States v. Lewis*, 797 F.2d 358, 364 (7th Cir. 1986); *cert. denied*, 479 U.S. 1093 (1987); *Northeast Women's Center v. McMonagle*, 689 F.Supp. 465 (D.C. Pa. 1988). The RICO Defendants and their co-conspirators have deprived or attempted or conspired to deprive clinics, clinic personnel, patients, and prospective patients of their right freely to provide and obtain abortion services. They have done so through the destruction of clinic buildings, equipment and supplies; attempts or threats of the exercise of physical force against clinic employees; clinic invasions; clinic blockades; threats of reprisals to clinic employees

and/or their families; harassment of patients; threatened disclosure of patient and doctor identities; actual disclosure of clinic identities; and actual interference with clinic contracts. Those who have unlawfully taken fetal remains and stored, transported and disposed of those remains have done so as part of the conspiracy to deprive clinics, patients, clinic personnel, and doctors of their respective rights to provide and receive abortions.

(2) The Pattern

The hundreds of incidents of clinic blockades; invasions; bombings; arson; threats to clinic employees; harassment of patients and staff; unlawful taking of fetal remains; and publicized possession of those remains directed to close clinics that perform abortions have occurred continuously since the formation of PLAL in 1980, the formation of the Pro-Life Action Network ("PLAN") in 1984 or earlier, and the formation of Operation Rescue in 1986. These acts therefore constitute a pattern of extortionate racketeering activity. *See Sedima, S.P.R.L. v Imrex Co.*, 473 U.S. 479, 496 n.14 (1985).

g. State whether the alleged predicate acts relate to each other as part of a common plan. If so, describe in detail.

The predicate acts reported in Exhibits A and B are related in that they have been organized and executed by the RICO Defendants and their co-conspirators to further the enterprises' goal of closing through extortionate acts, all women's health centers that provide abortion services. Since 1986, the clinic blockades (which the defendants and their co-conspirators now typically call "rescues") have

followed a regimen planned, organized and executed by Operation Rescue. Clinic invasions and blockades have been conducted in accordance with systematic training provided to participants by Terry, Scheidler, Scholberg, Murphy, Migliorino, and their co-conspirators. The harassment of patients and clinic personnel likewise follows specific guidelines generated by Scheidler, PLAL, Scholberg, Murphy, and other co-conspirators. The unlawful taking and publicized possession of fetal remains taken from Vital-Med Laboratories, Inc. ("Vital-Med"),[4] along with the disclosure of clinic identities and the threatened disclosure of patient and doctor identities, were orchestrated over a 10-month period by Murphy and Migliorino and conducted with the participation of RICO Defendants Scheidler, PLAL, Scholberg, and co-conspirator Wojnar. The removal of the remains and corresponding publicity were conducted in furtherance of the PLAL, Operation Rescue and PLAN goal of closing clinics that perform abortions.

The predicate acts are separate occurrences, however. They have been organized by different combinations of the RICO defendants and their co-conspirators, have been directed at different clinics, have occurred on different dates in different cities with different participants, and have resulted in distinct injuries to particular clinics and their patients and personnel. *See Liquid Air Corp. v. Rogers*, 834 F.2d 1297, 1304 (7th Cir. 1987); *cert. denied*, 109 S.Ct. 3241 (1989) (continuity and relationship are determined by "the number and variety of predicate acts and the length of time over which they were committed, the

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[4] Defendant Vital-Med is sued for antitrust violations and breach of confidentiality, but not RICO violations.

number of victims, the presence of separate schemes and the occurrence of distinct injuries").

6. Describe in detail the alleged enterprise for each RICO claim. A description of the enterprise shall include the following information:

a. State the names of the individuals, partnerships, corporations, associations, or other legal entities, which allegedly constitute the enterprise;

b. Describe the structure, purpose, function and course of conduct of the enterprise;

c. State whether any defendants are employees, officers or directors of the alleged enterprise;

d. State whether any defendants are associated with the alleged enterprise;

e. State whether you are alleging that the defendants are individuals or entities separate from the alleged enterprise, or that the defendants are the enterprise itself, or members of the enterprise; and

f. If any defendants are alleged to be the enterprise itself, or members of the enterprise, explain whether such defendants are perpetrators, passive instruments, or victims of the alleged racketeering activity.

The enterprises for Count II of the Second Amended Complaint, brought under § 1962(a), are PLAN, PLAL, and Operation Rescue. The enterprise for Count III, brought under § 1962(c), is PLAN. The enterprises for Count IV's claim of conspiracy to violate §§ 1962(a) and 1962(c) are PLAN, PLAL, and Operation Rescue.

(1) The PLAN Enterprise

PLAN is comprised of RICO defendants Scheidler, PLAL, Scholberg, Murphy, Migliorino, Terry, Operation Rescue, and Project Life, along with co-conspirators Ryan, PDAL, Andrew Burnett, and Peter Lennox.

PLAN is structured as a coalition of anti-abortion extremists and their locally-based organizations who organized sometime before 1984 with the intent to prevent abortions by means not limited to those allowed by the law. *See In Re Energy Systems Equipment Leasing Sec. Litig.*, 642 F.Supp. 718, 740 (E.D.N.Y. 1986) (a coalition of groups may be an enterprise). In 1985, the coalition adopted the name PLAN for their organization. PLAN has a leadership council comprised of regional representatives. In 1987, those representatives included RICO Defendants Scheidler and Terry, along with co-conspirator Ryan.

PLAN's objective is to close clinics that perform abortions through the commission of extortionate acts. As PLAN has evolved, its objectives have included creating a threatening and intimidating atmosphere at clinics; urging followers to ignore local and national laws and instead answer to "higher laws," as announced by PLAN leaders; promoting an impression of unity in the anti-abortion movement; sponsoring clinic blockades in Atlanta, Georgia,

Cherry Hill, New Jersey, New York City, New York, and Los Angeles, California, among other cities; and organizing National Days of Rescue at multiple clinics across the country on October 29, 1988 and other dates, including one that is planned for March 25-30, 1991. Terry has dubbed the March 1991 blockades the "Holy Week Rescues."

PLAN has functioned through annual meetings in which Scheidler, Scholberg, Murphy, Terry, Migliorino and co-conspirator Ryan have participated as organizers, leaders and/or speakers and through smaller interim meetings of PLAN leaders. PLAL and co-conspirator PDAL have hosted PLAN conventions.

PLAN has followed a course of conduct consisting of annual conventions beginning with the "Action for Life" conference held in Fort Lauderdale, Florida on May 10-12, 1984. At the second annual conference in April 1985, conference participants named their coalition "PLAN." PLAN's third annual conference took place in St. Louis, Missouri. A mini-conference of PLAN leaders occurred in St. Louis on December 14, 1986. The 1987 PLAN Convention was held from April 30 to May 2, 1987 in Atlanta, Georgia. On August 25-27, 1988, the 1988 PLAN Convention occurred in Chicago, Illinois. The 1990 PLAN convention was held in Houston, Texas. At these conventions goals are articulated, training sessions for clinic blockading are presented, and "field training" in clinic blockades, at which hundreds of participants have been arrested, is conducted.

Under PLAN's auspices, Operation Rescue was created in 1986. Brochures for Operation Rescue have promoted PLAN leaders Scheidler, Scholberg, PLAL, Terry, Ryan, PDAL, and other co-conspirators as the organization's co-

sponsors. Through its members, PLAN has also sponsored a National Day of Rescue, held on October 29, 1988, during which Operation Rescue blockades took place in some 40 cities in the United States and Toronto, Canada. Nearly 2,500 persons were arrested at these blockades.

Upon information and belief, no RICO Defendants are employees, officers, or directors of PLAN. PLAN's leadership, however, includes Scheidler, Scholberg and Terry. The leadership refers to itself, among other things, as a "Steering Committee" or a "Leadership Council."

The RICO Defendants and Migliorino are all associated with PLAN.

Plaintiffs allege that the RICO Defendants are individuals and entities separate from PLAN.

(2) The PLAL Enterprise

PLAL is comprised of Scheidler, Scholberg, Murphy (collectively, the "PLAL Defendants"), and hundreds of members who have not been identified pursuant to this Court's protective order of October 20, 1988.

PLAL is structured as a 501(c)(3) corporation with its principal place of business in Chicago, Illinois. Further information about the corporation's structure is unavailable because the PLAL Defendants have refused to respond to plaintiffs' discovery requests concerning PLAL's current structure. A motion to compel PLAL's response is currently pending before Magistrate Weisberg.

PLAL's purpose and function are the disruption and closing of women's health centers that perform abortions through the use of illegal activities, including the destruction of clinic property, clinic blockades, harassment of clinic patients, threats of reprisals against clinic employees, and other illegal methods outlined in Scheidler's book, *Closed: 99 Ways to Stop Abortion*.

PLAL's course of conduct is the sponsorship and organization of efforts to close specific clinics, as well as the encouragement and incitation of unlawful extremist acts nationwide. Much of PLAL's budget is spent on telephone, mailings and travel for Scheidler to train and incite other extremist co-conspirators or potential co-conspirators nationwide. PLAL has sponsored and organized individual clinic blockades, PLAN conventions and workshops to encourage local residents to take part in unlawful activities directed at driving women's health centers out of business (*e.g.*, the March 25, 1986 workshop in Pensacola, Florida). PLAL was among the co-sponsors of Operation Rescue in March 1987 and the National Day of Rescue held on October 29, 1988. Currently, PLAL works hand in hand with the local Operation Rescue chapter in Chicago to arrange clinic blockades in the metropolitan Chicago area and elsewhere.

Scheidler has been the executive director of PLAL at all times relevant to this lawsuit.[5] Scheidler's wife, Ann

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[5] Current financial data is not available to the plaintiffs, but a motion to compel discovery from the PLAL Defendants is pending, as noted above. However documents that plaintiffs have obtained show that in 1986, PLAL had income over $118,000 and in the same year Scheidler was paid a salary of over $45,000 from PLAL.

Scheidler, is listed on PLAL letterhead as Administrator for the organization. She, too, receives a salary from the organization, the amount of which the PLAL Defendants have thus far refused to disclose. From February 1988 until very recently, Scholberg was the assistant director of PLAL. Previously, Scholberg was a PLAL employee. He is currently an employee of co-conspirator Wojnar. Murphy has been employed by PLAL since September 1988. Previously, Murphy was a PLAL volunteer. These defendants are associated with PLAL by virtue of their positions in the corporation and their respective roles in its activities. Migliorino is also associated with PLAL as a volunteer in PLAL-approved and PLAL-sponsored activities.

RICO Defendants Scheidler, Scholberg, Murphy, and Migliorino are separate from the PLAL enterprise. PLAL is the enterprise itself and is the instrument through which Scheidler, Scholberg, and Murphy conduct a pattern of racketeering activity.

(3) The Operation Rescue Enterprise

Operation Rescue is comprised of Terry, Project Life, Scheidler, PLAL, Scholberg, Murphy, co-conspirators Ryan and PDAL, and participants in Operation Rescue activities who have not been identified pursuant to the Court's protective order of October 20, 1988.

Operation Rescue is structured as an unincorporated association with principal offices, until very recently, in Binghamton, New York. Operation Rescue has had an identifiable logo, printed letterhead, employees, and numerous bank accounts. Although Operation Rescue has

refused to provide financial information requested by plaintiffs, the former bookkeeper of Operation Rescue testified in a another case that in 1989 the organization received income of at least $777,000. She further detailed the work of some 10 to 15 employees, whose compensation ranged up to $800 per week each, who either worked at Operation Rescue or were employed as "consultants" to the organization.

Operation Rescue's purpose and function are to disrupt and close women's health centers that perform abortions through the use of illegal activities, especially clinic blockades. Operation Rescue teaches its followers to ignore state, local and federal laws and instead to answer to "higher laws," as announced by Terry and other Operation Rescue leaders.

Operation Rescue's course of conduct is the sponsorship of clinic blockades nationwide at which both local and non-resident co-conspirators engage in acts of criminal trespass, resisting arrest, blocking clinic ingress and egress and harassment of persons attempting to exit or enter the clinic. The blockades are conducted in accordance with guidelines issued by Operation Rescue. Participants often wear rain slickers or other clothing with "Operation Rescue" printed on the back. Operation Rescue encourages the formation of local Operation Rescue chapters to carry on its work in various regions of the country, although it urges members of such groups to pretend they have no relation to Operation Rescue's national organization.

From its formation in 1986 through 1990, Terry was the executive director of Operation Rescue. In late 1989, if not earlier, Operation Rescue began its attempt to avoid

legal responsibilities relating to judgments and fines imposed against it by courts nationwide. To this end, Operation Rescue began sending out instructions to its membership to send contributions to locations other than the Binghamton office. These letters noted, for example, that "the government can seize our [Binghamton] post office box and all the gifts which our supporters send to it," and contributors were told "please do not send any gifts to the Binghamton office." One letter was sent in an envelope marked "we're going underground." Defendants claim that Operation Rescue is currently being run by Executive Director Keith Tucci from an office in Sommerville, South Carolina. When called, however, the Binghamton telephone number is still answered "Operation Rescue."

Project Life, Scheidler, Scholberg, Murphy, and PLAL are associated with Operation Rescue in that they have assisted in the sponsorship, organization, and execution of clinic blockades sponsored by Operation Rescue. While many of Operation Rescue's rallies and meetings are open to the public, the planning of specific anti-clinic activities is generally conducted in secret sessions open only to the Operation Rescue inner circle. Typically, only individuals who have been arrested for acts directed at specific clinics and those who are well known for their support of extremist acts are allowed to attend.

Each of the RICO Defendants is separate from Operation Rescue, with the exception of Operation Rescue itself. Operation Rescue is the instrument through which Terry, as well as the other RICO Defendants, have conducted their pattern of racketeering activity.

7. State and describe in detail whether you are alleging that the pattern of racketeering activity and the enterprise are separate or have merged into one entity.

The PLAN, PLAL, and Operation Rescue enterprises and the alleged pattern of racketeering activity are separate. PLAN, PLAL, and Operation Rescue are entities with articulated goals and identifiable leaders. The pattern of racketeering activity is a continuous series of extortionate acts against clinics that perform abortions, including a barrage of clinic blockades, clinic invasions, physical violence to clinic personnel and property, and other acts which extort from clinics, their patients, their employees and volunteers, and their prospective patients the right to provide and receive abortion services.

8. Describe the alleged relationship between the activities of the enterprise and the pattern of racketeering activity. Discuss how the racketeering activity differs from the usual and daily activities of the enterprise, if at all.

The usual and daily activities of the enterprises are the sponsorship and organization of events to close clinics and the activities incident to the sponsorship and organization of clinic blockades, clinic invasions, harassment of patients and personnel, training sessions in techniques for these activities, fundraising efforts for PLAL and Operation Rescue, and special events such as conventions and awards programs. These incidental activities include calling co-conspirators, drafting and printing promotional materials for events, fund-raising, drafting and printing newsletters, bookkeeping, and the like. The pattern of racketeering

activity, on the other hand, consists of the events and extortionate activities sponsored and organized by the enterprises.

9. Describe what benefits, if any, the alleged enterprise receives from the alleged pattern of racketeering.

The PLAN enterprise, as well as the PLAL and Operation Rescue enterprises, all receive monetary benefits from the enterprises. RICO Defendants Scheidler, Scholberg, Murphy, and Terry (and co-conspirator Wojnar) derive their salaries from proceeds of the enterprises. Funds derived from the enterprises also pay for these defendants' travel to other cities to engage in and to promote further illegal activity. Each of the RICO Defendants and many of the co-conspirators frequently send out solicitations for donations to the enterprises which support their continued illegal acts against clinics that perform abortions. Contributions are sent to the RICO Defendants and others for the purpose of supporting these illegal acts. It is well-known that the more outrageous and highly-publicized the activities are, the more likely the RICO Defendants and the enterprises are to receive large donations.

10. Describe the effect of the activities on interstate or foreign commerce.

A substantial percentage of the patients at the named plaintiff clinics come from states other than the state in which those clinics are located, and a substantial portion of medical supplies, equipment and services are purchased by the named plaintiff clinics from out-of-state sources.

Because the RICO Defendants have conspired to drive all clinics that perform abortions out of business, and because each clinic engages in interstate commerce, the pattern of racketeering activity affects interstate commerce.

In addition, the RICO Defendants travel throughout the country to further their goal of closing down all clinics which perform abortions. They travel both to blockade clinics and to hold seminars and training sessions on how, for example, to blockade a clinic, resist arrest by "going limp" and tie up telephone lines by making false appointments.

The RICO Defendants also use interstate telephone lines and the U.S. Postal Services, inter alia, to arrange illegal acts, solicit contributions to fund these illegal acts and publicize their participation in these illegal acts.

Defendants PLAL, Operation Rescue, Terry, and Scheidler have all received monetary benefits from the nationwide distribution of their publications.

Defendants Murphy, Migliorino and Scheidler, as well as other co-conspirators, have crossed state lines and used interstate telephone and/or mail communications to wrongfully take fetal remains from Vital-Med. Those remains were previously shipped to Vital-Med through interstate commerce. These actions resulted in the cancellation of a contract between defendant Vital-Med, the Illinois laboratory from which the specimens were removed, and the plaintiff clinics, Delaware Women's Health Organization ("DWHO") in Delaware, and the Summit Women's Health Organization ("Summit") in Wisconsin.

11. If the complaint alleges a violation of 18 U.S.C. § 1962(a), provide the following information:

a. State who received the income derived from the pattern of racketeering activity or through the collection of an unlawful debt; and

b. Describe the use or investment of such income.

See answer to No.6 and 9.

12. If the complaint alleges a violation of 18 U.S.C. § 1962(b), describe in detail the acquisition or maintenance of any interest in or control of the alleged enterprise.

The complaint does not allege a violation of 18 U.S.C. § 1962(b).

13. If the complaint alleges a violation of 18 U.S.C. § 1962(c), provide the following information:

a. State who is employed by or associated with the enterprise.

RICO Defendants Scheidler, Scholberg, Murphy, Terry, and Migliorino, each persons under 18 U.S.C. § 1961(3), are associated with the PLAN enterprise by virtue of their involvement in its annual conventions as speakers and in other capacities. RICO Defendants Terry, Scheidler, Scholberg and other co-conspirators have served, and may continue to serve, on the Steering Committee of this enterprise.

b. State whether the same entity is both the liable "person" and the "enterprise" under § 1962(c).

The PLAN enterprise is not the liable person under 18 U.S.C. § 1962(c).

14. If the complaint alleges a violation of 18 U.S.C. § 1962(d), describe in detail the alleged conspiracy.

a. Conspiracy to Violate § 1962(a).

The RICO Defendants have conspired to use income derived from a pattern of racketeering activity in the establishment and operation of the PLAN, PLAL and Operation Rescue enterprises. In so doing, the RICO Defendants have conspired to violate § 1962(d).

Specifically, the RICO Defendants have conspired to use the proceeds of fund-raising efforts conducted in connection with and enhanced by events sponsored and/or organized by the enterprises, books and tape sales receipts, etc. to fund the enterprises. With these monies, the RICO Defendants fund their travel to PLAN conferences, PLAL workshops, Operation Rescue blockades and other events sponsored, organized and/or executed by the enterprises; pay for publicity of clinic blockades, upcoming workshops, conferences, banquets, etc.; underwrite the publication and operation of enterprise newsletters and telephone hotlines; and pay other expenses arising out of the operation of the enterprise.

b. Conspiracy to Violate § 1962(c).

The RICO Defendants have conspired to conduct and participate in PLAN's affairs through a pattern of racketeering activity, in violation of § 1962(d). In particular, the RICO Defendants have conspired to conduct massive clinic blockades, denominated "field training," as part of annual PLAN conference agendas. The RICO Defendants have further conspired to participate in PLAN's affairs by organizing, promoting and appearing at "National Days of Rescue" -- resulting in thousands of arrests, including those of the RICO Defendants -- and massive clinic blockades in New York City, Atlanta, Los Angeles, and other cities across the nation.

15. Describe the alleged injury to business or property.

Named plaintiffs DWHO and Summit have suffered the following injuries to their business and property:

1. increased costs for laboratory services;

2. increased insurance costs for the clinics;

3. increased costs for security guards;

d. increased costs for rental space;

e. lost business when the RICO Defendants and their co-conspirators physically prevent entry into the clinics.

f. general harassment and fear of harassment and injury to personnel and property.

The other absent class member clinics have suffered these same injuries to their businesses as well as actual destruction of clinic property and equipment, damage to clinic supplies, costs of lost employee productivity due to physical injuries caused by the RICO Defendants, costs of employee absenteeism and turnover due to fear of threatened reprisals, and costs of doctor turnover due to actual and threatened damage to the doctor's professional reputations by the RICO Defendants and their co-conspirators.

16. Describe the direct causal relationship between the alleged injury and the violation of the RICO statute.

The injuries alleged in response to Item 15 flow directly from the commission of the predicate acts. *See Sedima, S.P.R.L. v. Imrex Co.*, 473 U.S. 479, 497 and n.15 (1985). Laboratory service costs for DWHO, Summit, and other clinics affiliated with the Women's Health Organization have increased because Vital-Med cancelled its contract in response to contractual interference by the defendants and in conspiracy with the RICO Defendants. The Women's Health Organization clinics have been unable to find laboratory service vendors willing to risk similar treatment and/or threats of extortion without premium compensation.

Clinic insurance costs have increased because the continuous clinic blockades, invasions, and violence have increased the risk of destruction to clinic buildings, equipment, and supplies.

Security costs have increased for clinics because they must employ security guards and surveillance equipment to

protect clinic property, personnel, and patients from the racketeering activities alleged above.

Clinics have lost business during the hours that they have blockades that prevent persons from entering the clinics.

Clinics have incurred the costs of damaged buildings, equipment and supplies as a direct result of the attacks sponsored, organized, and executed by the RICO Defendants and their co-conspirators. Clinics, likewise, have incurred costs related to employee productivity as a direct result of incidents such as the attack which hospitalized the administrator of the Ladies Center of Pensacola, Inc.

17. List the damages sustained by reason of the violation of § 1962, indicating the amount for which each defendant is allegedly liable.

All the defendants are jointly and severally liable for the entire amount of damages. The named plaintiff clinics have sustained damages by reason of the RICO violations in the following areas:

a. Increased costs for security;

b. Increased costs for insurance;

c. Costs for repairs to clinic property;

d. Increased costs for replacement of services previously provided by Vital-Med;

e. Increased costs to lease clinic space; and

f. Lost business during defendants' disruptive activities.

Because the defendants continue to engage in illegal activities, the total damage to the named plaintiff clinics cannot yet be calculated. Therefore, plaintiffs' damages are ongoing.

18. List all other federal causes of action, if any, and provide the relevant statute numbers.

Section 16 of the Clayton Act, 15 U.S.C. § 26 and Section 1 of the Sherman Antitrust Act, 15 U.S.C. § 1.

19. List all pendent state claims, if any.

The complaint alleges tortious interference with prospective economic advantage against defendants Scheidler, Scholberg, Murphy, Migliorino, Wojnar, and PLAL. The complaint alleges tortious interference with existing business relationship against defendant Migliorino. The complaint alleges breach of duty of confidentiality against defendant Vital-Med.

20. Briefly provide any additional information that you feel would be helpful to the court in processing your RICO claim.

Plaintiffs hope that the information provided above and in the exhibits attached hereto sufficiently answer the

questions posed by the Court in its RICO Case Statement order. However, plaintiffs will make every effort to satisfy any requests by the Court to provide whatever additional information the Court might consider helpful.

Plaintiffs respectfully suggest that it might be helpful if this Court were to set a schedule for determination of remaining pretrial issues, a discovery cut-off date, submission of pretrial orders, and to schedule all other pretrial matters.

Respectfully submitted,

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RICO DEFENDANTS

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Migliorino		Milwaukee, WI/Affiliated Medical Services	Harassment of persons outside clinic and/or blockade	Subject of civil suit for violation of municipal code
Migliorino		Milwaukee, WI	Arranged transportation of fetal remains taken from Vital-Med to Fargo, ND so local co-conspirators could publicize their possession of the remains	
Migliorino	1980	Chicago, IL/ Concord clinic	Clinic blockade by 20 persons	Yes
Migliorino	1984	Chicago, IL/ American Women's Health Center	Harassment of persons outside clinic and/or blockade	Unknown
Migliorino	6/16/84	Milwaukee, WI	Harassment of persons outside clinic and/or blockade	Yes
Migliorino	before 7/21/84	Milwaukee, WI	Helped organize 7/21/84 blockade	
Migliorino	7/21/84	Milwaukee, WI or Chicago, IL	Clinic blockade and invasion by 75-100 persons; 25 blockaded; 6-8 harassed persons outside clinic	Yes, including Migliorino

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CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Migliorino	before 5/11/85	Milwaukee, WI	Organized 5/11/85 invasion of Albany Clinic	
Migliorino	5/11/85	Chicago, IL/ Albany Women's Medical Center	Clinic invasion and blockade by 50 persons; 14-15 invaded clinic; 4-6 harassed persons outside clinic; participant chained herself to plumbing pipe	15, including Migliorino, arrested for disorderly conduct
Migliorino	6/22/85		Clinic blockade by 30 to 40 persons	Yes
Migliorino	before 7/20/85		Organized blockade of 7/20/85	
Migliorino	7/20/85	Chicago, IL/ Park Medical Center	Clinic blockade by 50 persons; 2 persons invaded clinic; persons chained themselves to interior banister	21 arrested for disorderly conduct, including Migliorino
Migliorino	7/21/85	Chicago, IL/ Biogenetics clinic	Organized and participated in clinic blockade; helped recruit participants and led meeting at PLAL office	Sixteen, including Migliorino
Migliorino	before 10/11/85	Milwaukee, WI	Organized clinic blockade of 10/11/85	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Migliorino	10/11/85	Chicago, IL/ 1130 S. Michigan Ave. clinic	Clinic invasion and blockade by 25 persons; tampered with equipment	Seven, including Migliorino, arrested for disorderly conduct
Migliorino	1986	Milwaukee, WI	Presented petitions signed by building patrons to landlords to threaten them to terminate clinic lease	
Migliorino	1/86, 2/86	Milwaukee, WI	Organized 3/8/86 clinic blockade	
Migliorino	3/8/86	Milwaukee, WI/ Bread and Roses	Clinic blockade by 50 persons; 10 blocked door; 2 invaded clinic and harassed patients; 4 handcuffed themselves to equipment in clinic	9 arrested for criminal trespassing; 5 arrested for disorderly conduct, including Migliorino; (all convicted; Migliorino sentenced to 45 days in jail)
Migliorino	3/26/86	Pensacola, FL/ Ladies Center	Clinic blockade by 50 persons; destruction of clinic equipment and supplies	Six
Migliorino	4/5/86	Milwaukee, WI	Organized clinic blockade of 5/10/86	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Migliorino	5/10/86	Milwaukee, WI/ Women's Health Organization	Clinic blockade by 40 persons; 20 made human chain; 2 invaded clinic and harassed patients; one handcuffed himself to doorknob in clinic	About nine
Migliorino	before 10/6/86	Milwaukee, WI	Organized 10/6/86 clinic blockade	
Migliorino	10/6/86	Milwaukee, WI/ Bread and Roses	Clinic blockade by 7 persons; 2 handcuffed themselves to clinic's moving van; 5 blocked entrance; Migliorino "oversaw the event"	Three
Migliorino	before 1/7/87	Milwaukee, WI	Organized 1/7/87 clinic blockade	
Migliorino	1/7/87		Clinic blockade by 30-40 persons; 2 handcuffed themselves to chairs in waiting room; others blockaded door; 4-6 harassed persons outside clinic	Seven, including Migliorino (convicted)
Migliorino	1/10/87	Milwaukee, WI/ Affiliated Medical Services	Clinic blockade	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Migliorino	2/27/87	Milwaukee, WI/ Affiliated Medical Services	Migliorino invaded clinic and harassed patient	Yes
Migliorino	9/19/87	Detroit, MI	Clinic blockade by 100 persons	Yes, including Migliorino; arrested for disorderly conduct
Migliorino	before 10/10/87	Milwaukee, WI	Organized 10/10/87 clinic blockade; conspired with persons to chain themselves to door	
Migliorino	10/10/87		Clinic blockade by 30 persons; cars blocked clinic doors; persons chained to front door handle; 4-6 harassed persons outside clinic	Unknown
Migliorino	1988	Milwaukee, WI	Conspired to and did store fetal remains taken from Vital-Med during non-business hours for future use in publicity aimed at threatening clinics, their doctors, patients and vendors	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Migliorino	2nd week of Feb/88 4/01/88 6/20/88 9/07/88	Northbrook, IL	Took fetal remains from Vital-Med during non-business hours 12x over a 10-month period	
Migliorino	around 3/25/88 9/10/88 11/19/88		Organized publicity of possession of fetal remains taken from Vital-Med	
Migliorino	3/25/88	Milwaukee, WI/ Holy Cross Cemetery	Publicized possession of fetal remains taken from Vital-Med	
Migliorino	4/23/88	Milwaukee, WI/ Bread and Roses	Clinic blockade; blocked clinic door with cars; chained doors shut	Nine
Migliorino	5/2/88	New York City	Clinic blockades by 700 to 800 persons	Yes
Migliorino	5/3/88	New York City/ Herbert Schwartz clinic	Clinic blockades by 500 to 600 persons	503, including Scheidler, Migliorino; arrested for disorderly conduct
Migliorino	7/88	Chicago, IL	Publicized possession of fetuses taken from Vital-Med	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Migliorino	before 8/6/88	Tallahassee, FL	Transported 729 fetal remains taken from Vital-Med so local co-conspirators could publicize their possession of the remains	
Migliorino	8/6/88	Tallahassee, FL/Medical Center	Clinic blockade - part of "Free Joan Andrews Campaign"	Unknown
Migliorino	around 8/6/88	Tallahassee, FL	Participated in publicity of possession of fetal remains removed from Vital-Med	
Migliorino	before 8/10/88	Milwaukee, WI	Organized 8/10/88 blockade	
Migliorino	8/10/88		Clinic blockade by 175 persons	Unknown
Migliorino	8/25-27/88	Chicago, IL	Conspired with others at PLAN conference to close clinics through extortionate acts, including blockades at two clinics on 8/29/88; Migliorino featured as speaker	
Migliorino	8/27/88	Chicago, IL	Blockade of two Chicago clinics, including "lock and block"	Sixteen, arrested for disorderly conduct

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Migliorino	before 9/23/88		Organized blockade of 9/23/88	
Migliorino	9/23/88		Clinic blockade by 20 persons; 2 chained to car in front of clinic door	Two
Migliorino	around 9/29/88	Jamestown, N.D.	Conspired to and did ship fetal remains removed from Vital-Med to Jamestown so local co-conspirators could publicize their possession of the remains	
Migliorino	before 11/12/88		Helped organize clinic blockade	
Migliorino	11/12/88	Milwaukee, WI	Clinic blockade by over 100 persons	Unknown
Migliorino	2/8/89	Milwaukee, WI/ Bread and Roses	Clinic blockade by 25 persons	Yes
Migliorino	2/15/89	Milwaukee, WI/ Bread and Roses	Clinic blockade; blocked doors with cars; chained doors shut	Unknown
Migliorino	4/15/89	Milwaukee, WI	Clinic blockade by over 100 persons	Yes, including Migliorino
Migliorino	before 6/8/89		Organized blockade of 6/8/89	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Migliorino	6/8/89		Clinic blockade by 40 persons; several locked themselves together with cryptonite locks	Unknown
Migliorino	12/8/89	Chicago, IL	Clinic blockade by 25 persons; 2 cars blocked door of clinic	3-4 arrested for trespass or violation of city ordinance
Migliorino	3/9/90		Clinic blockade by 75 persons; blocked clinic door with cars	Unknown
Murphy	3/26/86	Pensacola, FL	Clinic blockade by 50 persons	Six
Murphy	4/30/87-5/2/87	Atlanta, GA	Conspired with others at PLAN conference to close clinics through extortionate acts, including clinic blockades in Atlanta in May 1987	
Murphy	5/2/87	Atlanta, GA/ Women's Health Center	Clinic blockade	79
Murphy	10/10/87		Clinic blockade by 30 persons; participants chained themselves to clinic door; cars blocked clinic doors; harassment of persons outside clinic	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Murphy	10/11/87	Milwaukee, WI	Harassment of persons outside clinic and/or blockade	Yes
Murphy	1988	Chicago, IL	Conspired to and did store fetal remains taken from Vital-Med during non-business hours for future use in publicity aimed at threatening clinics, their doctors, patients, and vendors	
Murphy	1988	Chicago, IL	Conspired to ship and transport fetal remains removed from Vital-Med to other cities so local co-conspirators could publicize their possession of the remains	
Murphy	1/88 (1st Visit)	Northbrook, IL	Took boxes of fetal remains from Vital-Med during non-business hours	
Murphy	1/88 (2nd Visit)	Northbrook, IL	Took boxes of fetal remains from Vital-Med during non-business hours	
Murphy	2/88	Chicago, IL	Harassment of persons outside clinic and/or blockade	Yes; arrested for disorderly conduct

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Murphy	2/88 (3rd Visit)	Northbrook, IL	Took boxes of fetal remains from Vital-Med during non-business hours	
Murphy	2/88-5/88 3x a week	Northbrook, IL	Took fetal remains from Vital-Med during non-business hours	
Murphy	5/88	Queens, NY	Clinic blockade	Yes
Murphy	5/2-6/88	New York City, Long Island, NY	Harassment of persons outside clinics and Clinic blockades	Hundreds
Murphy	7/88	Northbrook, IL	Took fetal remains from Vital-Med during non-business hours	
Murphy	8/25-27/88	Chicago, IL	Conspired with others at PLAN Conference to close clinics through extortionate acts, including blockades of two clinics on 8/28/88; Murphy featured as speaker	
Murphy	8/27/88	Chicago, IL	Blockade at two clinics, "lock & block"	Sixteen; arrested for disorderly conduct, resisting arrest
Murphy	8/88	Tallahassee, FL	Clinic blockade	Five, including Murphy

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Murphy	8/88 or 9/88	Chicago, IL	Shipped fetal remains by UPS to Lucy O'Keefe in Raleigh, N.C. so local co-conspirators could publicize their possession of the remains	
Murphy	9/88	Materi, LA	Harassment of persons outside clinic and/or blockade	Yes
Murphy	9/88	Wichita, KS	"Lock & block" clinic blockade	Yes
Murphy	10/88		Conspired with other PLAN participants to organize simultaneous clinic blockades around the country, resulting in 2,500 arrests	
Murphy	10/28/88	Chicago, IL	"Lock & block" clinic blockade	Arrested for disorderly conduct
Murphy	11/88	Chicago, IL	Harassment of persons outside clinic and/or blockade	Yes
Murphy	11/88		Conspired with Migliorino to use cryptonite locks and cars to assist in clinic blockades	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Murphy	1/89	St. Louis, MO	Clinic blockade	Yes
Operation Rescue	3/26/86		Clinic blockade by 50 persons	Six
Operation Rescue	11/27/87	Cherry Hill, NJ/Cherry Hill Women's Center	Clinic blockade; harassment of persons outside clinic and/or blockade	200
Operation Rescue	3/3/88	Queens, NY/ Women's Center	Clinic blockade	Unknown
Operation Rescue	3/12/88	St. Louis, MO/ Euclid Ave. Clinic	Trespassing	Unknown
Operation Rescue	3/26/88	St. Louis, MO/ Regency Park Clinic	Clinic invasion	Unknown
Operation Rescue	4/2/88	St. Louis, MO/ Euclid Ave. Clinic	Clinic blockade	Yes
Operation Rescue	4/16/88	St. Louis, MO/ Regency Park Clinic	Clinic invasion/participants posed as patients/harassment of persons outside clinic and/or blockade	Yes
Operation Rescue	4/23/88	St. Louis, MO/ Euclid Ave. Clinic	Trespassing	Yes

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Operation Rescue	5/88	Chicago, IL/ Northside Clinic	Harassment of persons outside clinic and/or blockade	Yes
Operation Rescue	before 5/2/88		Conspired to and organized week-long clinic blockades in New York	
Operation Rescue	5/2/88	New York City/ Herbert Schwartz Clinic	Clinic blockade by 700-800 persons	Yes, including Terry, Scheidler
Operation Rescue	5/3/88	Queens, NY/ Women's Health Services	Clinic blockade by 500 persons	503, including Scheidler, Migliorino; arrested for disorderly conduct
Operation Rescue	5/5/88	Long Island, NY/Women's Choice Gynecological Center	Clinic blockade	401
Operation Rescue	5/6/88	New York City	Clinic blockade	320
Operation Rescue	7/4/88	Philadelphia, PA	Clinic blockade	Unknown
Operation Rescue	7/19/88	Atlanta, GA/ Surgicenter	Clinic blockade by more than 1,200 persons	More than 1,200

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Operation Rescue	8/25-27/88	Chicago, IL	Conspired with others at PLAN Conference to close clinics through extortionate acts, including blockade at two clinics on 8/27/88	
Operation Rescue	8/27/88	Chicago, IL	Blockaded two clinics, including "lock & block"	Sixteen; arrested for disorderly conduct
Operation Rescue	10/88		Conspired with other PLAN participants to organize simultaneous clinic blockades around the country, resulting in 2,500 arrests	
Operation Rescue	10/29/88	40 Cities and Toronto, Canada	Clinic blockade	2,500
Operation Rescue	1989	46 Cities	Harassment of persons outside clinics and/or blockades; resisting arrest	3000
Operation Rescue	1/28/89	Las Vegas, NV/ Family Planning Institute	Harassment of persons outside clinic and clinic blockade	Unknown
Operation Rescue	1/31/89	Las Vegas, NV/ Family Planning Institute	Harassment of persons outside clinic and clinic blockade	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Operation Rescue	2/4/89	Las Vegas, NV/ Family Planning Institute	Harassment of persons outside clinic and clinic blockade	Unknown
Operation Rescue	3/7/89	Las Vegas, NV/ Family Planning Institute	Harassment of persons outside clinic and clinic blockade	Unknown
Operation Rescue	3/18/89	Las Vegas, NV/ Family Planning Institute	Harassment of persons outside clinic and clinic blockade	Unknown
Operation Rescue	3/25/89	W. Mooreland, CA/FPA clinic	Clinic blockade	749
Operation Rescue	3/29/89	Long Beach, CA/FPA clinic	Clinic blockade	Unknown
Operation Rescue	4/21/89	Ft. Wayne, IN/ Women's Health Organization	Clinic blockade	100
Operation Rescue	4/24/89	Chicago, IL/ American Women's Medical Group	Harassment of persons outside clinic and/or blockade	Yes
Operation Rescue	4/29/89	Las Vegas, NV/ Family Planning Institute	Harassment of persons outside clinic and blockade	Unknown
Operation Rescue	6/10/89	Ft. Wayne, IN/ Women's Health Organization	Clinic blockade	135

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Operation Rescue	6/13/89	LasVegas, NV/ Family Planning Institute	Harassment of persons outside clinic and blockade	
Operation Rescue	8/12/89	W. Mooreland, CA/FPA clinic	Violent incidents at clinic	Unknown
Operation Rescue	8/25/89	Ft. Wayne, IN/ Women's Health Organization	Clinic blockade	175
Operation Rescue	10/1/89	Chico, CA/ Feminist Health Center	Arson and destruction of clinic property	Unknown
Operation Rescue	10/14/89	Chicago, IL/ American Women's Medical Group	Harassment of persons outside clinic and/or blockade	Yes
Operation Rescue	3/14/90	W. Mooreland, CA/FPA clinic	Harassed persons outside clinic and/or blockade	270
Operation Rescue	5/12/90	San Bernadino, CA/FPA clinic	Harassed persons outside clinic and/or blockade	100
PLAL		Chicago, IL/ Grand Ave. Clinic	Organized clinic blockade and/or harassment of persons outside clinic	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
PLAL	6/10-12/84	Kansas City, MO	"Kansas City Agreement" formulated: resolution never to gather in any major city without holding anti-abortion activity aimed at closing down local abortion centers	
PLAL	4/11/85	Appleton, WI	Conspired and formed agenda with others at PLAN conference to close clinics through clinic invasions and other extortionate acts	
PLAL	6/20/85	Washington, D.C./Preterm Clinic	Clinic blockade	Unknown
PLAL	before 7/21/85	Chicago, IL	Hosted meeting to organize clinic blockade of 7/21/85	
PLAL	3/25/86	Pensacola, FL	Conspired with Ryan, John Burt, Joan Andrews, and others to invade clinic and led workshop on closing clinics through extortionate acts	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
PLAL	3/26/86	Pensacola, FL/ Ladies Center	Clinic blockade by 50 persons; destruction of clinic equipment and supplies	Six
PLAL	4/86	St. Louis, MO	Conspired with others at PLAN conference to close clinics through extortionate acts, including clinic blockades, on 4/19/86, in June, August, and December 1986, and January and April 1987	
PLAL	4/19/86	St. Louis, MO/ Regency Park Clinic	Harassed persons outside clinic and blockaded clinic	107
PLAL	6/5/86	Binghamton, NY/Southern Tier Women's Services	Clinic blockade	Unknown
PLAL	4/20/87	Kalamazoo, MI/ Planned Parenthood	Clinic invasion	Unknown
PLAL	4/30/87-5/2/87	Atlanta, GA	Conspired with others at PLAN conference to close clinics through extortionate acts, including blockades in Atlanta in May 1987	May 1987

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
PLAL	5/2/87	Atlanta, GA/ Women's Health Center	Clinic blockade	79
PLAL	9/19/87	Detroit, MI/ Summit Clinic	Clinic blockade	Yes
PLAL	8/25-27/88	Chicago, IL	Hosted 1988 PLAN convention; conspired with others to close clinics through extortionate acts, including blockade of two Chicago clinics	
PLAL	8/27/88	Chicago, IL	Blockade of two clinics, including "lock & block"	Sixteen
PLAL	10/88		Conspired with other PLAN participants to organize simultaneous clinic blockades around the country, resulting in 2,500 arrests	
Scheidler		Silver Springs, CO/ Alternatives Clinic	Clinic invasion	35-40
Scheidler	1980	Chicago, IL/ Concord clinic	Clinic blockade by 20 persons	Yes

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scheidler	6/28/80	Anaheim, CA	Conspired with others to firebomb clinics; conspired to invade clinics	
Scheidler	1983	Appleton, WI/ Fox Valley Reproductive clinic	Trespassing	Yes
Scheidler	1983	Chicago,IL/ American Women's Medical Group	Clinic invasion; pushed clinic receptionist	Unknown
Scheidler	1/83	Chicago, IL/ Concord clinic	Harassment of persons outside clinic and/or blockade	Unknown
Scheidler	1/29/83	Chicago, IL	Harassment of persons outside clinic and/or blockade	Yes, arrested for disorderly conduct
Scheidler	1984	Norfolk, VA	Harassment of persons outside clinic and/or blockade	Unknown
Scheidler	1/18/84	Cincinnati, OH/Margaret Sanger Planned Parenthood	Clinic invasion	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scheidler	5/10-12/84	Ft. Lauderdale, FL	Conspired with others at National conference to close clinics through extortionate acts; presented workshop on how to harass persons outside clinic and blockade clinic	
Scheidler	5/12/84	Ft. Lauderdale, FL/ Women's Awareness Clinic	Led 200 participants in clinic blockade	Unknown
Scheidler	6/10-12/84	Kansas City, MO	"Kansas City Agreement" formulated: resolution never to gather in any major city without holding anti-abortion activity aimed at closing down local abortion centers	
Scheidler	7/84	Chicago, IL	Organized harassment of persons outside clinic and invasion of Biogenetics clinic	
Scheidler	7/84	Kansas City, MO/Planned Parenthood	Clinic blockade by 200 persons formed human chain around clinic	Two

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scheidler	7/21/84	Chicago, IL	Harassment of persons outside clinic and/or blockade; trespass	Yes
Scheidler	7/21/84	Chicago, IL/ Biogenetics clinic	Clinic invasion; some handcuffed themselves to pipes	Eight
Scheidler	4/11/85	Appleton, WI	Conspired and formed agenda with others at PLAN conference for clinic invasions; pledged to create "a year of pain and fear" for those performing or receiving abortions	
Scheidler	4/19/85	Silver Springs, MD/ Alternatives Clinic	Clinic invasion	Four
Scheidler	4/26/85	Columbus, OH	Conspired to close clinics through extortionate acts; participated in Direct Action Workshop of 400 persons on how to close clinics	
Scheidler	5/16/85	Buffalo, NY	Invasion of four clinics	Unknown
Scheidler	6/22/85		Clinic blockade of 30-40 persons	Yes

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scheidler	before 7/21/85	Chicago, IL Biogenetics clinic	Helped organize clinic blockade of 7/21/85; helped recruit blockade participants at meeting at PLAL office	
Scheidler	7/26/85	Los Angeles, CA	Clinic invasion	Unknown
Scheidler	9/14/85	St. Louis, MO	Clinic blockade	Yes, including Lee, Ryan and O'Brien
Scheidler	10/8/85	Portsmouth, NH/Feminist Center	Clinic blockade	Unknown
Scheidler	10/21/85	Boulder, CO/ Boulder Clinic	Clinic blockade	Unknown
Scheidler	10/28/85	Portland, OR/ Lovejoy Clinic	Clinic invasion	Unknown
Scheidler	11/8/85	Milwaukee, WI/ Metropolitan Medical Services	Clinic invasion	Unknown
Scheidler	1/18/86	Akron, OH/ Akron Women's Clinic	Violated injunction	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scheidler	1/26/86	Pensacola, FL/ Women's Center	Conspired to invade clinic, resulting in destruction to clinic equipment and supplies and injuries to clinic and NOW personnel	
Scheidler	1/29/86	Gainesville, FL/Planned Parenthood and other clinics	Clinic blockades	Unknown
Scheidler	1/30/86	Ocalala, FL/ All Women's Health Center	Trespassed and demonstrated on clinic property in violation of local ruling	Unknown
Scheidler	1/30/86	Orlando, FL	Invasion of two clinics	Unknown
Scheidler	2/12/86	Peoria, IL/ Planned Parenthood	Clinic blockade	Unknown
Scheidler	3/25/86	Pensacola, FL	Conspired with Andrews, Burt, and others to invade Ladies Center clinic and destroy equipment; led workshop on closing clinics through extortionate acts	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scheidler	3/26/86	Pensacola, FL/ Ladies Center	Clinic blockade by 50 persons; clinic invasion resulting in property destruction	Six, including Burt, Andrews (convicted)
Scheidler	4/86	St. Louis, MO	Conspired with others at PLAN conference to close clinics through extortionate acts, including blockades on 4/19/86 and in June, August, and December 1986, and January and April 1987	
Scheidler	4/4/86	Scottsbluff, NE	Led workshop on harassment of persons outside clinic and/or blockades at Coalition for Life Convention	
Scheidler	4/11/86	Wilmington, DE/DWHO	Clinic invasion; threatened clinic administrator with reprisals if she refused to quit her job	Arrested for criminal trespass and harassment
Scheidler	4/19/86	St. Louis, MO/ Regency Park Clinic	Harassed persons outside clinic and blockaded clinic	107

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scheidler	5/2/86	Haverhill, MA	Conspired with others to harass persons outside clinics and/or blockade clinics at Right to Life Rose Dinner	
Scheidler	11/28/86	Pensacola, FL/ Ladies Center	Harassment of persons outside clinic and/or blockade by several hundred persons	Seven
Scheidler	12/14/86	Chicago, IL	Conspired with Ryan, Scholberg and others as part of PLAN mini-conference to close clinics through extortionate acts	
Scheidler	4/87	Des Plaines, IL/ Dimensions Center	Clinic invasion	Yes, including Scheidler; arrested for disorderly conduct
Scheidler	4/14/87	Des Plaines, IL	Harassment of persons outside clinic and/or blockade	Yes, arrested for disorderly conduct
Scheidler	4/30/87-5/2/87	Atlanta, GA	Conspired with others at PLAN Conference to close clinics through extortionate acts; Scheidler featured as speaker	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scheidler	5/2/87	Atlanta, GA/ Women's Health Center	Clinic blockade	79
Scheidler	7/10/87	Chicago, IL/ American Women's Medical Group	Harassment of persons outside clinic and/or blockade	Unknown
Scheidler	7/27/87	Chicago, IL/ American Women's Medical Group	Harassment of persons outside clinic and/or blockade; violence resulted	Unknown
Scheidler	8/21/87	Washington, D.C.	Conspired with other members of PLAN leadership council to close clinics through extortionate acts	
Scheidler	12/12/87	Chicago, IL/ American Women's Medical Group	Harassment of persons outside clinic and/or blockade; violence resulted	Unknown
Scheidler	9/9/87	New Orleans, LA/Causeway Clinic	Harassment of persons outside clinic and/or blockade	Unknown
Scheidler	9/19/87	Detroit, MI/ Summit Clinic	Clinic blockade	Unknown
Scheidler	11/27/87	Cherry Hills, N.J./Cherry Hill Women's Center	Harassment of persons outside clinic and/or blockade	200

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scheidler	1988	Chicago, IL	Conspired to and did store fetal remains taken from Vital-Med during non-business hours for future use in publicity aimed at threatening clinics, their doctors, patients and vendors	
Scheidler	2/13/88	Park Ridge, IL/ Baker's Square	Conspired to harass persons outside clinic and/or blockade clinic	Unknown
Scheidler	before 5/2/88		Conspired with Terry and others to blockade clinics in New York; designated official marshal for New York City blockades	
Scheidler	5/2/88	New York City/ Herbert Schwartz clinic	Clinic blockade by 700-800 persons	423
Scheidler	5/3/88	New York City/ Herbert Schwartz clinic	Clinic Blockade by 500-600 persons	503 arrested for disorderly conduct, including Scheidler, Migliorino
Scheidler	5/5/88	Long Island, NY/Women's Choice Gynecological Center	Clinic blockade	401

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scheidler	5/6/88	New York City	Clinic blockade	320
Scheidler	7/88	Chicago, IL	Conspired and organized publicity of possession of fetal remains taken from Vital-Med during non-business hours	
Scheidler	8/25-27/88	Chicago, IL	Conspired with others at PLAN conference to close clinics through extortionate acts, including blockades of two Chicago clinics on 8/27/88	
Scheidler	8/27/88	Chicago, IL	Blockade of two clinics, including "lock & block"	16
Scheidler	10/88		Conspired with other PLAN participants to organize simultaneous clinic blockades around the country, resulting in 2,500 arrests	
Scheidler	1989	Farmington, MI	Clinic blockade by 200 persons	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scheidler	1/89	Wichita, KS	Conspired to ship fetal remains removed from Vital-Med to other cities/states via parcel post so local co-conspirators could publicize their possession of the remains	
Scheidler	3/11/89	Chico, CA/ Feminist Health Center	Clinic blockade	300, including Scheidler
Scheidler	4/1/89	West Hartford, CT/Summit Women's Center	Clinic invasion and blockade	61
Scheidler	6/12/89	West Hartford, CT/Summit Women's Center	Clinic invasion and blockade	261
Scheidler	9/90	Chicago, IL	Conducted training workshop for clinic blockades at Armitage Baptist Church	
Scholberg	3/1/83	Minneapolis, MN	Harassment of persons outside clinic and/or blockade; trespass	Yes
Scholberg	6/83	Minneapolis, MN	Harassment of persons outside clinic and/or blockade	Arrested for disorderly conduct

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scholberg	3/84	Minneapolis, MN	Harassment of persons outside clinic and/or blockade	Yes
Scholberg	6/84	Minneapolis, MN/Midwest Health Center for Women	Clinic invasion	Arrested for trespass, disorderly conduct (convicted)
Scholberg	1985	St. Louis, MO	Clinic blockade	Arrested (entered a nolo plea; served time in community service)
Scholberg	1985 (2nd time)	St. Louis, MO/ Abortion Center	Clinic blockade	Arrested (entered a nolo plea; served time in community service)
Scholberg	4/19/85	St. Louis, MO/ Regency Park clinic	Clinic blockade	107 including Terry, Andrews
Scholberg	8/85	St. Louis, MO	Clinic blockade	Yes
Scholberg	9/20/85	Minneapolis, MN	Harassment of persons outside clinic and/or blockade; littering; trespassing; resisting arrest	Yes

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scholberg	1986	Denver, CO/ Planned Parenthood	Clinic blockade	Arrested for trespassing (entered a nolo or guilty plea)
Scholberg	3/26/88	Pensacola, FL	Clinic blockade by 50 persons	Six
Scholberg	4/19/86	St. Louis, MO/ Reproductive Health Center	Harassment of persons outside clinic and/or blockade	Yes
Scholberg	6/86	Denver, CO	Clinic blockade/Trespass	Yes
Scholberg	12/14/86	St. Louis, MO	Conspired with others at PLAN mini-conference to close clinics through extortionate acts	
Scholberg	Spring 1987	Atlanta, GA/ Chamblee clinic	Clinic blockade	Arrested for disorderly conduct or trespassing (entered nolo plea)
Scholberg	4/30/87-5/2/87	Atlanta, GA	Conspired with others at PLAN conference to close clinics through extortionate acts; Scholberg featured as speaker	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scholberg	5/2/87	Atlanta, GA/ Women's Health Clinic	Clinic blockade	79; arrested for disorderly conduct and/or trespass
Scholberg	6/87	Minneapolis, MN/Meadowbrook	Harassment of persons outside clinic and/or blockade	Yes, including Scholberg; arrested for disorderly conduct
Scholberg	4/29/88	New York City	Clinic blockade	Arrested for disorderly conduct
Scholberg	5/2/88	New York City	Clinic blockade by 700-800 persons	Yes
Scholberg	5/3/88	New York City	Clinic blockade	503
Scholberg	5/5/88	Long Island NY/ Women's Choice Gynecological Center	Clinic blockade	401
Scholberg	5/6/88	New York City	Clinic blockade	320
Scholberg	8/25-27/88	Chicago, IL	Conspired with others at PLAN conference to close clinics through extortionate acts, including blockades of two Chicago clinics on 8/27/88; Scholberg featured as speaker	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Scholberg	8/27/88	Chicago, IL	Blockade of two clinics, including "lock & block"	16
Scholberg	10/88		Conspired with other PLAN participants to organize simultaneous clinic blockades around the country, resulting in 2,500 arrests	
Terry		Vestel, NY	Trespass; harassment of persons outside clinic and/or blockade	Yes (convicted)
Terry		Binghamton, NY/Southern Tier	Threatened clinic suppliers to persuade them not to supply products to clinics	
Terry		New York/ Southern Tier	Publicized possession of fetal remains	
Terry	7/84		Harassment of persons outside clinic and/or blockade	Yes, arrested for disorderly conduct
Terry	6/20/85		Trespass	Yes
Terry	1986	Binghamton, NY/Southern Tier Clinic	Clinic invasion	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Terry	1986	Binghamton, NY	Demonstrated with 50 persons outside home and office of owner of Southern Tier clinic	Yes, including Terry
Terry	1986	North Dakota	Harassment of persons outside clinic and/or blockade	Unknown
Terry	1986	Binghamton, NY	Contacted landlords to threaten him to cancel lease with Southern Tier clinic	
Terry	1986	St. Louis, MO	Conspired to commit extortionate acts to close clinics	
Terry	1986	St. Louis, MO	Harassment of persons outside clinic and/or clinic blockade	Yes, including Terry
Terry	1/86	Binghamton, NY/Southern Tier Clinic	Trespass; resisting arrest	Two
Terry	1/86	New York/ Southern Tier	Harassment of persons outside clinic and/or blockade	
Terry	1/86	Binghamton, NY	Demonstration at home of Southern Tier clinic's landlord	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Terry	1/6/86	Binghamton, NY/Southern Tier	Clinic invasion, participants chained themselves to equipment, resisting arrest	Yes, including Terry
Terry	1/8/86		Harassment of persons outside clinic and/or blockade	Yes, arrested for disorderly conduct
Terry	1/30/86	New York/ Southern Tier	Clinic invasion, trespass	Yes, including Terry
Terry	3/26/86	Pensacola, FL	Clinic blockade by 50 persons	Six
Terry	4/10/86	St. Louis, MO/ Regency Park clinic	Clinic blockade	Yes, including Terry
Terry	4/19/86	St. Louis, MO/ Reproductive Health Center	Harassment of persons outside clinic and/or blockade	Yes
Terry	4/25/86	Binghamton, NY/Southern Tier Clinic	Twelve people locked themselves in three rooms in clinic	Unknown
Terry	6/5/86	Binghamton, NY/Southern Tier Women's Services	Clinic blockade	Unknown
Terry	11/14-11/17/86	Washington, D.C.	Harassment of persons outside clinic and/or blockade	300 including Terry, arrested for incommoding

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Terry	11/28/86	Pensacola, FL/ Ladies Center	Harassment of persons outside clinic and/or blockade	Seven
Terry	3/87	Binghamton, NY	Residential demonstration by 50-60 persons, including Scheidler	Unknown
Terry	4/30/87-5/2/87	Atlanta, GA	Conspired with others at PLAN convention to close clinics through extortionate acts, including blockades in Atlanta in May 1987	
Terry	4/29/87	Chamblee, GA/ Northside Women's Center	Clinic blockade	Unknown
Terry	5/2/87	Atlanta, GA/ Women's Health Center	Clinic blockade, resisting arrest	79, including Terry
Terry	8/21/87	Washington, D.C.	Conspired with other members of PLAN leadership council to close clinics through extortionate acts	
Terry	11/27/87	Cherry Hill, N.J./Cherry Hill Women's Center	Harassment of persons outside clinic and/or blockade	200

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Terry	11/28/87	Cherry Hill, N.J./Cherry Hill Women's Center	Clinic blockade	Unknown
Terry	1988	Atlanta, GA	Trespass; resisting arrest	135
Terry	before 5/2/88		Conspired to and organized week-long of New York clinics	
Terry	5/2/88	New York City/ Herbert Schwartz clinic	Clinic blockade by 700-800 persons	Yes, including Scheidler, Terry
Terry	5/2/88	New York/ Southern Tier	Blocked clinic with vehicles	1,647
Terry	5/5/88	Long Island, NY/Women's Gynecological Center	Clinic blockade	401
Terry	5/6/88	New York City/ Herbert Schwartz Office	Clinic blockade	Yes, including Terry
Terry	7/5/88	Philadelphia, PA/Northeast Womens' Center	Clinic blockade	Yes, including Terry

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Terry	7/6/88	Philadelphia, PA/Northeast Womens' Center	Clinic blockade	Unknown
Terry	before 7/19/88		Organized clinic blockade of 7/19/88	
Terry	7/19/88	Atlanta, GA/ Surgicenter	Clinic blockade by over 1,200 persons	More than 1,200
Terry	8/25-27/88	Chicago, IL	Conspired with others at PLAN conference to close clinics through extortionate acts, including blockades at two clinics on 8/27/88; Terry featured as speaker	
Terry	10/88		Conspired with other PLAN participants in organizing simultaneous clinic blockades around the country, resulting in 2,500 arrests	
Terry	1989	46 Cities	Harassment of persons outside clinics and/or blockades; resisting arrest	3,000
Terry	1/22/89	New York City/ Planned Parenthood	Clinic blockade	300

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Terry	1/23/89	New York City/ Planned Parenthood	Clinic blockade	200
Terry	3/2/89	Boca Raton, FL	Blockade of office of doctor who performed abortions at clinic	40 to 50, including Terry
Terry	3/89	Los Angeles, CA/Dr. Allred's Clinic	Clinic blockade by 450 persons	Unknown
Terry	3/11/89	Chico, CA/ Feminist Health Center	Clinic blockade	300
Terry	3/23/89	Cyprus, CA	Clinic blockade	Yes, including Terry
Terry	3/24/89	Los Angeles, CA/Family Planning	Clinic blockade	Yes, including Terry
Terry	4/1/89	West Hartford, CT/ Summit Women's Center	Clinic invasion and blockade	61
Terry	4/2/89	Boca Raton, FL	Clinic blockade by 40-50 persons, including Terry	Unknown
Terry	6/12/89	Summit Hartford, CT/ Summit Women's Center	Clinic invasion and blockade	261

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Terry	4/2/90	Boca Raton, FL	Clinic blockade	Yes, including Terry
Terry	4/2/90	Ft. Lauderdale, FL	Clinic blockade	Yes, including Terry

CO-CONSPIRATORS

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Advocates for Life	2/15/85	Portland, OR/ Feminist's Women's Health Center	Harassment of persons outside clinic and/or blockade in contempt of court order	Yes, includ. Andrews, Ryan
Joan Andrews	11/82			
Joan Andrews	2/22/85	St. Louis, MO/ Reproductive Health Services	Clinic blockade and invasion Andrews broke through window	Yes
Joan Andrews	2/23/85	St. Louis, MO/ Regency Park Clinic	Clinic blockade and invasion	Yes
Joan Andrews	3/25/86	Pensacola, FL	Clinic blockade; participants impeded passage of ambulance; Conspired with Scheidler and others to and did train others to harass persons outside clinic and/or blockade and/or invade clinic	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Joan Andrews	3/26/86	Pensacola, FL/ Ladies Center	Clinic invasion; destroyed equipment and supplies	Arrested for burglary, criminal mischief, resisting arrest (convicted)
Joan Andrews	4/19/86	St. Louis, MO/ Regency Park Clinic	Clinic blockade	Yes, 107 arrests including Terry, Scholberg, Andrews
Don Benny Anderson	5/82	St. Petersburg, FL Women's Health Center	Firebombed clinic	Yes (convicted of bombing)
Don Benny Anderson	5/82	Clearwater/ Bread and Roses Clinic	Arson	Yes (convicted of arson)
Don Benny Anderson	6/82	Fairfax, VA/ Medical Center	Bombing	Unknown
Don Benny Anderson	8/82	Granite City, IL/Tri-City Obstetrics Center	Kidnapping of Dr. & Mrs. Hector Zevallos	Yes (convicted [U.S. v. Anderson, 716 F.2d 446 (7th Cir. 1983)])
Jeff Arendt	1988	Northbrook, IL	Conspired with Migliorino to take fetal remains from Vital-Med during non-business hours	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Curtis Beseda	12/83	Everett, WA/ Feminist Health Center	Firebombed clinic	Yes (convicted)
Curtis Beseda	3/84	Bellingham, WA/Bellingham Family Practice	Firebombed clinic	Yes (convicted)
Curtis Beseda	3/84	Everett, WA/ Feminist Health Center	Arson	Yes (convicted)
Curtis Beseda	4/84	Everett, WA/ Feminist Health Center	Firebombed clinic	Yes (convicted)
Wendell Brane	4/21/89	Ft. Wayne, IN/ Women's Health Organization	Clinic blockade	100
Wendell Brane	6/10/89	Ft. Wayne, IN/ Women's Health Organization	Clinic blockage	135
Wendell Brane	8/25/89	Ft. Wayne, IN/ Women's Health Organization	Clinic blockage	175
Michael Bray	1/84	Dover, DE/ Reproductive Care Center	Arson	Yes (convicted of conspiracy)
Michael Bray	2/84	Norfolk, VA/ Hillcrest	Bombing	Yes (convicted)

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Michael Bray	2/84	Hyattsville, MD/Prince George's	Arson	Yes (convicted)
Michael Bray	2/84	College Park	Arson	Unknown
Michael Bray	7/84	Annapolis, MD/ Planned Parenthood	Bombing	Yes (convicted of conspiracy)
Michael Bray	7/84	Washington, D.C./National Abortion Federation Offices	Bombing	Unknown
Michael Bray	11/84	Washington, D.C./ACLU Office	Bombing	Unknown
Michael Bray	11/84	Rockville, MD/ Planned Parenthood	Bombing	Yes (convicted)
Michael Bray	11/84	Wheaton, MD/ Metro Women's Clinic	Bombing	Yes (convicted)
Michael Bray	12/84	Suitland, MD/ Metro Family Planning	Bombing	Yes (convicted of conspiracy)
Michael Bray	1/85	Washington, D.C./Hillcrest Surgi-Center	Bombing	Yes (convicted of conspiracy)

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Michael Bray	3/86	Baton Rouge, LA/Acadian Women's Center	Attempted arson	Yes (convicted of conspiracy)
Bryan Brown	4/21/89	Ft. Wayne, IN/ Women's Health Organization	Clinic blockage	100
Bryan Brown	6/10/89	Ft. Wayne, IN/ Women's Health Organization	Clinic blockage	135
Bryan Brown	8/25/89	Ft. Wayne, IN/ Women's Health Organization	Clinic blockage	175
Ellen Brown	4/21/89	Ft. Wayne, IN/ Women's Health Organization	Clinic blockage	100
Ellen Brown	6/10/89	Ft. Wayne, IN/ Women's Health Organization	Clinic blockage	135
Ellen Brown	8/25/89	Ft. Wayne, IN/ Women's Health Organization	Clinic blockage	175
Peter Burkin	1980	Hempstead, NY/ Bill Baird clinic	Arson	Yes (convicted)
Andrew Burnett	2/5/85	Portland, OR/ Feminist Women's Health Center	Clinic blockage; participants impeded passage of ambulance	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Andrew Burnett	3/26/86	Pensacola, FL/Ladies Center	Clinic blockade	Yes, including Burnett
Andrew Burnett	4/30/87-5/2/87	Atlanta, GA/	Conspired with others at PLAN mini-conference to close clinics through extortionate acts	
Andrew Burnett	8/21/87	Washington, D.C.	Conspired with other members of PLAN leadership council to close clinics through extortionate acts	
John Burt	1985		Publicized possession of fetal remains	
John Burt	3/25/86	Pensacola, FL/	Conspired with Scheidler and others to invade Ladies Center clinic	
John Burt	3/26/86	Pensacola, FL/ Ladies Center	Clinic invasion; struck clinic administrator and NOW officer	Arrested for Burglary, criminal mischief, battery, resisting arrest
Sarah Burt	Around 3/27/86	Pensacola, FL/ Ladies Center	Clinic invasion	Yes, including Burt; arrested for burglary, criminal mischief, resisting arrest

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Carl Cenera	12/85	New York City/ Manhattan Women's Center	Bombing	Yes
Charles Cheshire	3/85	Baton Rouge, LA/Delta Women's Clinic West	Attempted arson	Yes (convicted of conspiracy)
Charles Cheshire	10/85	Baton Rouge, LA/Delta Women's Center	Firebombing	Yes (convicted of conspiracy)
Charles Cheshire	10/85	Baton Rouge, LA/ River City Women's Center	Arson	Unknown
Charles Cheshire	3/86	Baton Rouge, LA/Acadian Women's Center	Attempted arson	Yes (convicted of conspiracy)
Citizens for Life	3/8/86	Milwaukee, WI/ Bread and Roses	Clinic invasion; members handcuffed themselves to medical equipment	Unknown
Citizens for Life	5/10/86	Milwaukee, WI/ Women's Health Organization	Clinic invasion by 30 persons; member handcuffed himself to doorknob in hallway containing medical equipment	Unknown
Citizens for Life	10/6/86	Milwaukee, WI/ Bread and Roses	7 members blockaded clinic; 2 handcuffed themselves to the clinic's moving van	One

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Citizens for Life	1987	Milwaukee, WI	Helped coordinate clinic blockade held in Detroit, MI	
Citizens for Life	1/10/87	Milwaukee, WI/ Affiliated Medical Services	Invaded and blockaded clinic; 2 members handcuffed themselves to chairs in the waiting room	Unknown
Citizens for Life	10/10/87	Milwaukee, WI/ Metropolitan	Members chained clinic doors shut, blocked doors with cars	Unknown
Citizens for Life	4/23/88	Milwaukee, WI/ Bread and Roses	Members chained clinic doors shut, blocked doors with cars	Nine
Citizens for Life	09/88	Milwaukee, WI	Members wrote harassing letters to Summit landlord Joe Zilber	
Citizens for Life	1988	Milwaukee, WI	Co-sponsored publicity of possession of fetal remains taken from Vital-Med	
Citizens for Life	2/15/89	Milwaukee, WI/Bread and Roses	Members blocked clinic doors with cars	unknown
Micki Conti	around 3/27/86	Pensacola, FL	Organized demonstration to occur at home Dr. Lucero (of Ladies Center) in Mobile, AL	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Oren Cooper	4/24/89	Chicago, IL/ American Women's Medical Group	Harassment of persons outside clinic and/or blockade	Yes
Oren Cooper	10/14/89	Chicago, IL/ American Women's Medical Group	Harassment of persons outside clinic and/or blockade	Yes
Mary Dowdy	Around 3/27/86	Pensacola, FL/ Ladies Center	Clinic invasion	Arrested for trespass
Laura Armstrong Dunn	8/10/85	St. Louis, MO/ Regency Park Clinic	Clinic blockade	60 arrested for trespass
Laura Armstrong Dunn	9/14/85	St. Louis, MO/ Reproductive Health Services	Clinic blockade	Yes, arrested for trespass, including trespass
Eagle Forum	1988	Milwaukee, WI	Co-sponsored publicity of possession of fetal remains taken from Vital-Med	
Karisa Epperley	3/26/86	Pensacola, FL/ Ladies Center	Clinic invasion; destroyed equipment and supplies	Arrested for burglary
Feminists for Life/Milwaukee	1988	Milwaukee, WI	Co-sponsored publicity of possession of fetal remains taken from Vital-Med during non-business hours	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Greg Gesch	1988	Northbrook, IL	Conspired with and accompanied Migliorino to take fetal remains from Vital-Med during non-business hours	
Matthew Goldsby	6/84	Pensacola, FL/Ladies Center	Bombing	Arrested for Bombing
Matthew Goldsby	7/84	Pensacola, FL	Bombing	Unknown
Matthew Goldsby	12/84	Pensacola, FL/Women's Center	Bombing	Yes (convicted of bombing)
Matthew Goldsby	12/84	Pensacola, FL	Bombed doctor's office	Yes (convicted of bombing)
Joseph Grace	5/83	Norfolk, VA/ Hillcrest Clinic	Arson	Yes (convicted)
John Haring	3/26/86	Pensacola, FL/ Ladies Center	Trespass; resisting arrest	Yes
Sharon Henning		St. Louis, MO	Clinic invasion	Yes, including Henning
Sharon Henning	1/85	St. Louis, MO/ Reproductive Health Services	Clinic blockade by 50-100 persons	Yes, including Henning

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Sharon Henning	1/85	St. Louis, MO/ Reproductive Health Services	Clinic invasion	Unknown
Sharon Henning	1986	St. Louis, MO/ Regency Park clinic	Trespass, standing on front corner of car	Yes, including Henning
Sharon Henning	Spring 1986	St. Louis, MO/ Reproductive Health Services	Clinic blockade	Yes, including Henning
Sharon Henning	4/86	St. Louis, MO/ Regency Park Clinic	Clinic blockade	Yes, including Henning
Sharon Henning	1988	Paoli, PA	Clinic blockade by 500 persons, resisting arrest	Yes, including Henning
Sharon Henning	7/88	PA	Clinic blockade, resisting arrest	Yes, including Henning
Sharon Henning	8/88	Atlanta, GA	Clinic blockade by 100 persons, resisting arrest	Yes, including Henning
Sharon Henning	10/88	St. Louis, MO/ Reproductive Health Services	Harassment of persons outside clinic and/or blockade	Yes, including Henning

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Jerry Hiller	9-10/88	Milwaukee, WI	Met with Joel Lee, prospective Summit landlord, to interfere with lease agreement with Summit	
David Holman	5/86	Rockford, IL/ N. Illinois Women's Center	Attempted arson	Yes (convicted)
David Holman	10/86	Rockford, IL/ N. Illinois Women's Center	Arson	Yes (convicted)
David Holman	11/86	Rockford, IL/ N. Illinois Women's Center	Arson	Yes (convicted)
David Holman	12/86	Rockford, IL/ N. Illinois Women's Center	Attempted arson	Yes (convicted)
David Holman	1/87	Rockford, IL/ N. Illinois Women's Center	Arson	Yes (convicted)
Jerry Horn	6/16/84	Milwaukee, WI	Harassment of persons outside clinic and/or blockade	Yes
Jerry Horn	12/8/89	Chicago, IL	Clinic blockade by 25 persons; 2 cars blocked door of clinic	3 or 4 persons; arrested trespass or violation of city ordinance

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Jay Huddle	4/24/89	Chicago, IL/ American Women's Medical Group	Harassment of persons outside clinic and/or blockade	Yes
Jay Huddle	10/14/89	Chicago, IL/ American Women's Medical Group	Harassment of persons outside clinic and/or blockade	Yes
Chet Kilgore	1988	Northbrook, IL	Conspired with and accompanied Migliorino to take fetal remains from Vital-Med during non-business hours	
William Lanning	4/85	Granite City, IL/Hope Clinic	Attempted arson	Convicted
Sam Lee	1980	Anaheim, CA	Conspired to firebomb and invade clinics	Unknown
Sam Lee	1982	University City, MO/ Ladies Center	Harassment of persons outside clinic and/or blockade	Yes, including Lee, O'Brien
Sam Lee	11/82	Outside clinic	Harassment of persons outside clinic and/or blockade in contempt of court order	Yes, including Andrews, Ryan
Sam Lee	1985	St. Louis, MO	Clinic blockade	Yes

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Sam Lee	1/5/85	St. Louis, MO/ Euclid Ave. clinic	Harassment of persons outside clinic and/or blockade	Yes, including Lee
Sam Lee	9/14/85	St. Louis, MO/ Reproductive Health Services	Clinic blockade	Yes, arrested for trespass, including Scheidler
Sam Lee	4/86	St. Louis, MO	Harassment of persons outside clinic and/or blockade	Yes, including Lee
Sam Lee	4/19/86	St. Louis, MO/ Regency Park clinic	Harassment of persons outside clinic and/or blockade	107, including Lee
Sam Lee	5/86	St. Louis, MO/ Ladies Center	Clinic invasion	Yes, including Lee, Ryan
Sam Lee	6/86	Denver, CO/ Planned Parenthood	Harassment of persons outside clinic and/or blockade by 20 persons	Yes, including Lee
Peter Lennox	12/14/86	St. Louis, MO	Conspired with others at PLAN mini-conference to close clinics through extortionate acts	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Peter Lennox	4/30/87-5/2/87	Atlanta, GA	Conspired with others at PLAN conference to close clinics through extortionate acts; Lennox featured as speaker	
Peter Lennox	8/21/87	Washington, D.C.	Conspired with other members of PLAN leadership council to close clinics through extortionate acts	
Lesniewski	7/27/87	Chicago, IL/ American Women's Medical Group	Harassment of persons outside clinic and/or blockade; pushed and attacked clinic personnel	Unknown
Lesniewski	12/12/87	Chicago, IL/ American Women's Medical Group	Harassment of persons outside clinic and/or blockade; drove into clinic security guard	Yes (convicted of criminal trespass)
Lutherans for Life	1988	Milwaukee, WI	Co-sponsored publicity of possession of fetal remains taken from Vital-Med	
Edmund Miller	1988	Northbrook, IL	Conspired with and accompanied Migliorino to take fetuses from Vital-Med during non-business hours	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Edmund Miller	1988	Milwaukee, WI	Conspired to ship fetal remains taken from Vital-Med to the other cities so local co-conspirators could publicize their possession of the remains	
Edmund Miller	early August 1988	Tallahassee, FL	Transported 729 fetuses taken from Vital-Med so local co-conspirators could publicize their possession of the remains	
Edmund Miller	1988	Milwaukee, WI	Conspired to publicize possession of fetal remains taken from Vital-Med	
Edmund Miller	1988	Philadelphia, PA	Transported fetal remains removed from Vital-Med to Philadelphia so local co-conspirators could publicize their possession of the remains	
Ann O'Brien	1982	University City, MO/ Ladies Center	Harassment of persons outside clinic and/or blockade	Unknown
Ann O'Brien	11/82		Harassment of persons outside clinic and/or blockage in violation of court order	Yes, including O'Brien, Andrews, Ryan

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Ann O'Brien	1984	Bridgeton, MO	Clinic invasion, violated injunction	Yes, including O'Brien
Ann O'Brien	1985		Conspired to engage in harassment of persons outside clinics and/or clinic blockades	
Ann O'Brien	6/85	Washington, D.C.	Harassment of persons outside clinic and/or blockade	Yes, including O'Brien
Ann O'Brien	9/14/85	St. Louis, MO/ Reproductive Health Services	Clinic blockade	Yes, including O'Brien, Scheidler
Ann O'Brien	1986	St. Louis, MO/ Ladies Center	Harassment of persons by 10-25 people outside clinic and/or blockade	Yes, including O'Brien
Ann O'Brien	1986	St. Louis, MO/ Reproductive Health Services	Clinic blockades	
Ann O'Brien	3/29/86	St. Louis, MO/ Regency Park clinic	Trespass	Yes, including O'Brien
Ann O'Brien	5/86	St. Louis, MO/ Ladies Center	Clinic invasion	Yes, including O'Brien, Ryan, Lee

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Ann O'Brien	6/86	Denver, CO/ Planned Parenthood	Harassment of persons outside clinic and/or blockade by 20 persons	Yes, including O'Brien
Ann O'Brien	8/9/86 9/20/86 10/4/86 12/4/86 12/5/86	St. Louis, MO/ Regency Park clinic	Clinic blockades	Yes, including O'Brien
Ann O'Brien	3/87	St. Louis, MO/ Womenscare	Trespass	Yes, including O'Brien
Ann O'Brien	3/7/87	St. Louis, MO/ Reproductive Health Services	Trespass	Yes, including O'Brien
Ann O'Brien	4/29/87	Chamblee, GA/ Northside Women's Center	Trespass	Yes, including O'Brien
Ann O'Brien	5/9/87	St. Louis, MO/ Reproductive Health Services	Trespass	Yes, including O'Brien

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Ann O'Brien	5/23/87	St. Louis, MO/ Reproductive Health Services	Trespass	Yes, including O'Brien
Ann O'Brien	7/11/87 7/25/87 10/87 11/87	St. Louis, MO/ Regency Park clinic	Trespass	Yes, including O'Brien
Ann O'Brien	9/87	New Orleans, LA/Metaire	Clinic blockade	Arrested for trespassing
Ann O'Brien	10/10/87	St. Louis, MO/ Regency Park clinic	Clinic blockade	Yes, including O'Brien
Ann O'Brien	10/29/87	St. Louis, MO/ Reproductive Health Services	Trespass	Yes, including O'Brien
Ann O'Brien	11/7/87	St. Louis, MO/ Reproductive Health Services	Trespass	Yes, including O'Brien
Ann O'Brien	12/9/87	St. Louis, MO/ Reproductive Health Services	Trespass	Yes, including O'Brien

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Ann O'Brien	1/88	St. Louis, MO/ Regency Park clinic	Trespass	Yes, including O'Brien
Ann O'Brien	3/12/88	St. Louis, MO	Clinic blockade	Yes, including O'Brien
Ann O'Brien	4/88	St. Louis, MO/ Reproductive Health Services	Trespass	Yes, including O'Brien
Ann O'Brien	4/9/88	St. Louis, MO/ Regency Park clinic	Trespass	Yes, including O'Brien
Ann O'Brien	4/16/88	St. Louis, MO/ Regency Park clinic	Trespass	Yes, including O'Brien
Ann O'Brien	5/2-6/88	New York City	Clinic blockades	Unknown
Ann O'Brien	7/88	Philadelphia, PA	Trespass	Yes, including O'Brien
Ann O'Brien	7/5/88	Paoli, PA	Trespass	Yes, including O'Brien
Ann O'Brien	7/19/88	Atlanta, GA	Trespass	Yes, including O'Brien
Ann O'Brien	1/89	Washington, D.C.	Harassment of persons outside clinics and/or blockade	Yes, including O'Brien

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Ann O'Brien	2/3/89	St. Louis, MO/ Regency Park clinic	Trespass	Yes, including O'Brien
Ann O'Brien	2/4/89	St. Louis, MO/ Reproductive Health Services	Violation of injunction	Yes, including O'Brien
Ann O'Brien	2/25/89	St. Louis, MO/ Regency Park clinic	Trespass	Yes, including O'Brien
Ann O'Brien	4/89	St. Louis, MO/ Regency Park clinic	Trespass	Yes, including O'Brien
Ann O'Brien	8/89	Columbia, MO	Harassment of persons outside clinic and/or blockade	Yes, including O'Brien
Ann O'Brien	8/89	St. Louis, MO/ Regency Park clinic	Trespass	Yes, including O'Brien
Ann O'Brien	9/89	St. Louis, MO/ Regency Park clinic	Trespass	Yes, including O'Brien
Ann O'Brien	11/11/89	St. Louis, MO/ Regency Park clinic	Trespass	Yes, including O'Brien

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Ann O'Brien	12/89	Columbia, MO	Harassment of persons outside clinic and/or blockade	13, including O'Brien
Lucy O'Keefe	8/24/88	Raleigh, N.C.	Conspired to publicize possession of fetal remains taken from Vital-Med during non-business hours and received U.P.S. shipment of the remains	
Brian Pabich	1988	Northbrook, IL	Took fetal remains from Vital-Med during non-business hours	
Fred Patz	9-10/88	Milwaukee, WI	Met with Joel Lee, prospective Summit landlord, to interfere with lease agreement with Summit clinic	
PDAL	1984	Bridgeton, MO	Clinic invasion, violated injunction	Yes
PDAL	6/10-12/84	Kansas City, MO	"Kansas City Agreement" formulated: resolution never to gather in any major city without holding anti-abortion activity aimed at closing local abortion centers	
PDAL	1985	Unspecified	Meeting to explain how to sit-in	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
PDAL	1985	St. Louis, MO/ Reproductive Health Services	Trespass	Yes
PDAL	4/85	Appleton, WI	Conspired and formed agenda with others at PLAN conference for clinic invasions	
PDAL	6/85	Washington, D.C.	Harassment of persons outside clinic and/or blockades	Yes, arrested for incommoding
PDAL	1986	University City, MO/ Ladies Center	Clinic blockade	Yes
PDAL	1/86	Washington, D.C.	Clinic invasion	Yes, including Ryan
PDAL	1/22/86	Washington D.C./Greater Washington Health Center	Clinic invasion; harassment of persons outside clinic and/or blockade; tampering with clinic equipment	Yes
PDAL	3/25/86	Pensacola, FL	Conspired with Scheidler, Andrews, Burt and others train others to harass persons outside clinic and/or blockade and/or invade Ladies Center clinic	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
PDAL	3/26/86	Pensacola, FL/Ladies Center	Clinic blockade by 50 persons; clinic invasion resulting in destruction of property	Six, including Burt, Andrews
PDAL	3/29/86	St. Louis, MO/ Regency Park clinic	Trespass	Yes, including Ryan
PDAL	4/86	St. Louis, MO	Hosted PLAN conference where defendants and others conspired to close clinics through extortionate acts, including clinic blockades on 4/19/86, in June, August and December, 1986 and January and April 1987 in connection with PLAN conference	
PDAL	4/19/86	St. Louis, MO/ Regency Park	Clinic blockade	107
PDAL	6/86	Denver, CO/ Planned Parenthood	Clinic blockade	Yes, including Ryan

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
PDAL	8/9/86 9/20/86 10/4/86 12/4/86 12/5/86	St. Louis, MO/ Regency Park clinic	Clinic blockades	Yes, including Ryan
PDAL	3/87	St. Louis, MO/ Womenscare	Trespass	Yes
PDAL	3/7/87	St. Louis, MO/ Reproductive Health Services	Trespass	Yes
PDAL	4/29/87	Chamblee, GA/ Northside Women's Center	Trespass	Yes, including Ryan
PDAL	4/30/87- 5/2/87	Atlanta, GA	Conspired with others at PLAN conference to close clinics through extortionate acts; including blockades at Atlanta clinics in May 1987	
PDAL	5/2/87	Atlanta, GA/ Women's Health Center	Clinic blockade	79

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
PDAL	5/9/87	St. Louis, MO/ Reproductive Health Services	Trespass	Yes
PDAL	5/23/87	St. Louis, MO/ Reproductive Health Services	Trespass	Yes
PDAL	7/11/87	St. Louis, MO/ Regency Park clinic	Trespass	Yes
PDAL	7/25/87	St. Louis, MO/ Regency Park clinic	Trespass	Yes
PDAL	9/87	New Orleans, LA/Metaire	Clinic blockade	Yes
PDAL	10/87	St. Louis, MO/ Regency Park clinic	Trespass	Yes
PDAL	10/10/87	St. Louis, MO/ Regency Park clinic	Clinic blockade	Unknown
PDAL	11/87	St. Louis, MO/ Regency Park clinic	Trespass	Yes

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
PDAL	11/7/87	St. Louis, MO/ Reproductive Health Services	Trespass	Yes
PDAL	11/21/87	St. Louis, MO/ Regency Park clinic	Clinic blockade	Yes
PDAL	11/27/87	Cherry Hill, NJ/ Cherry Hill Women's Center	Harassment of persons outside clinic and/or blockade	Yes
PDAL	12/9/87	St. Louis, MO/ Reproductive Health Services	Trespass	Yes
PDAL	12/19/87	St. Louis, MO/ Regency Park clinic	Clinic blockade	Unknown
PDAL	1/88	St. Louis, MO/ Regency Park clinic	Trespass	Yes
PDAL	1/23/88	St. Louis, MO/ Regency Park clinic	Clinic blockade	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
PDAL	3/12/88	St. Louis, MO/ Reproductive Health Services	Trespass	Yes
PDAL	4/88	St. Louis, MO/ Reproductive Health Services	Trespass	Yes
PDAL	4/9/88	St. Louis, MO/ Regency Park clinic	Trespass	Yes
PDAL	4/16/88	St. Louis, MO/ Regency Park clinic	Trespass	Yes
PDAL	5/2-6/88	New York City	Clinic blockades	Yes
PDAL	7/88	Philadelphia, PA	Trespass	Yes
PDAL	7/5/88	Paoli, PA	Trespass	Yes
PDAL	7/19/88	Atlanta, GA	Trespass	Yes
PDAL	10/88		Conspired with other PLAN participants to organize simultaneous clinic blockades around the country, resulting in 2,500 arrests	2,500

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
PDAL	10/29/88	St. Louis, MO/ Reproductive Health Services	Trespass	
PDAL	11/6/88	St. Louis, MO/ Regency Park clinic	Clinic blockade	Unknown
PDAL	1/89	Washington, D.C.	Harassment of persons outside clinic and/or blockade	Yes; arrested for incommoding
PDAL	2/3/89	St. Louis, MO/ Regency Park clinic	Trespass	Yes
PDAL	2/4/89	St. Louis, MO/ Reproductive Health Services	Violation of injunction	Yes
PDAL	2/25/89	St. Louis, MO/ Regency Park	Trespass	Yes
PDAL	4/89	St. Louis, MO/ Regency Park	Trespass	Yes, including O'Brien
PDAL	8/89	St. Louis, MO/ Regency Park	Trespass	Yes, including O'Brien

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
PDAL	9/89	St. Louis, MO/ Regency Park	Trespass	Yes, including O'Brien
PDAL	11/11/89	St. Louis, MO/ Regency Park	Trespass	Yes, including O'Brien
Beatrice Penovich	1988	Northbrook, IL	Conspired to and aided and abetted transportation of fetal remains taken from Vital-Med during non-business hours	
Marjorie Reed	1985	Toledo, OH	Residential demonstrations at house of Dr. Armstrong (of Toledo Medical Services)	Unknown
Marjorie Reed	1985	Toledo, OH	Residential demonstrations at home of Dr. Kiji (of Toledo Medical Services)	Unknown
Marjorie Reed	8/85	Toledo, OH/ Toledo Medical Services	Arson resulting in $30,000 in damage to clinic procedure room	Yes (convicted)
Marjorie Reed	12/85	Toledo, OH/ Toledo Medical Services	Arson resulting in 420,000 in damage to clinic	Yes (convicted)

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Marjorie Reed	1986	Toledo, OH	Residential demonstrations at home of Dr. Armstrong	Unknown
Marjorie Reed	1986	Toledo, OH	Residential demonstrations at home of Dr. Kiji	Unknown
Marjorie Reed	5/86	Toledo, OH/ Center for Choice	Arson resulting in $200,000 in damage - total destruction of clinic	Yes (convicted)
Marjorie Reed	3/87	Toledo, OH/ Toledo Medical Services	Attempted arson	Unknown
Marjorie Reed	6/87	Toledo OH/ Toledo Medical Services	Arson resulting in $1,000 in damage to clinic	Yes (convicted)
Marjorie Reed	9/19/87	Detroit, MI	Clinic blockade	Yes, including Reed
Carol Robbins	1988	Northbrook, IL	Conspired with and accompanied Migliorino to take fetal remains from Vital-Med during non-business hours	
John Ryan		St. Louis, MO/ Regency Park	Clinic blockade	Yes, including Ryan
John Ryan		St. Louis, MO/ Womenscare	Clinic invasion	Yes, including Ryan

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
John Ryan		St. Louis, MO/ Reproductive Health Services	Clinic blockade	Yes, including Ryan
John Ryan		St. Louis, MO/ Reproductive Health Services	Trespass	Yes, including Ryan
John Ryan		St. Louis, MO/ Regency Park clinic	Clinic invasion	Yes, including Ryan
John Ryan		St. Louis, MO/ Regency Park clinic	Trespass	Yes, including Ryan
John Ryan	11/82		Harassment of persons outside of clinic and/or blockade in violation of court order	Yes, including Ryan, Andrews
John Ryan	1983	University City, MO/ Ladies Center	Clinic blockade, violation of court order	Yes, including Ryan
John Ryan	1984	Bridgetown, MO	Violation of court order	Yes, including Ryan

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
John Ryan	6/10-12/84	Kansas City, MO	"Kansas City Agreement" formulated: resolution never to gather in any major city without holding anti-abortion activity aimed at closing down local abortion centers	
John Ryan	1985	University City, MO/ Ladies Center	Clinic invasion	Yes, including Ryan
John Ryan	4/11/85	Appleton, WI	Conspired and formed agenda with others at PLAN Conference for clinic invasions; pledged to create "a year of pain and fear" for those performing or receiving abortions	
John Ryan	8/10/85	St. Louis, MO/ Regency Park Clinic	Clinic blockade	Yes, over 60, including Scholberg, Andrews
John Ryan	1986	Denver, CO/ Planned Parenthood	Clinic blockade	Yes
John Ryan	1986	St. Louis, MO Escobedo clinic	Clinic invasion	Yes, including Ryan

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
John Ryan	3/25/86	Pensacola, FL	Conspired to and did train others to harass persons outside clinic and/or blockade and/or invade Ladies Center with Scheidler and others	
John Ryan	3/26/86	Pensacola, FL/Ladies Center	Clinic blockade by 50 persons; clinic invasion resulting in destruction of clinic equipment	Six, including Burt, Andrews
John Ryan	4/86	St. Louis, MO/ Regency Park clinic	Clinic blockade	Yes, including Ryan
John Ryan	4/86	St. Louis, MO	Conspired with others at PLAN Conference to close clinics through extortionate acts, including blockades on 4/19/86, in June, August and December 1986 and January and April 1987	
John Ryan	4/19/86	St. Louis, MO/ Regency Park clinic	Clinic blockade	107
John Ryan	5/7/86	St. Louis, MO/ Ladies Center	Clinic invasion	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
John Ryan	5/30/86	University Center, MO/ Ladies Center	Attempted to invade clinic	Unknown
John Ryan	6/12-14/86	Denver, CO/ Rocky Mountain Planned Parenthood	Harassment of persons outside clinic and/or blockade	Yes, including Ryan
John Ryan	11/28/86	Pensacola, FL/Ladies Center	Harassment of persons outside clinic and/or blockade by several hundred persons	Steven
John Ryan	12/14/86	St. Louis, MO	Conspired with others at PLAN mini-conference to close clinics through extortionate acts	
John Ryan	1987	Cape Girardeau, MO/ Women's Health Center	Clinic invasion	Yes, including Ryan
John Ryan	4/29/87	Chamblee, GA/ Northside Women's Center	Clinic blockade	Yes, including Ryan, O'Brien
John Ryan	4/30/87-5/2/87	Atlanta, GA	Conspired with others at PLAN conference to close clinics through extortionate acts; Ryan featured as speaker	

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
John Ryan	5/2/87	Atlanta, GA/Women's Health Center	Clinic blockade	79
John Ryan	8/21/87	Washington, D.C.	Conspired with other members of PLAN leadership council to close clinics through extortionate acts	
John Ryan	1/89	Washington D.C.	Clinic invasion	Yes, including Ryan
Sandy Schultz	1988	Milwaukee, WI	Stored 500 fetal remains taken from Vital-Med during non-business hours	
James Simmons	6/84	Pensacola, FL/ Ladies Center	Bombing	Arrested for Bombing
James Simmons	7/84	Pensacola, FL	Bombing	Unknown
James Simmons	12/84	Pensacola, FL/ Ladies Center	Bombing	Yes (convicted)
James Simmons	12/84	Pensacola, FL	Bombed doctor's office	Yes (convicted of bombing)
Kathren Simmons	6/84	Pensacola, FL/ Ladies Center	Bombing	Yes (convicted of conspiracy)
Kathren Simmons	7/84	Pensacola, FL	Bombing	Unknown

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Kathren Simmons	12/84	Pensacola, FL/ Ladies Center	Bombing	Yes (convicted of conspiracy)
Kathren Simmons	12/84	Pensacola, FL/	Bombed doctor's office	Yes (convicted of conspiracy)
Norman Stone	7/6/84	Appleton, WI/ Fox Valley Clinic	Paraded fetal remains on a blanket in front of clinic	Yes
Don Teshman	1988	Tallahassee, FL	Publicized possession of fetal remains taken from Vital-Med	
Unidentified Vital-Med Employee	1988	Northbrook, IL	Aided and abetted removal of fetal remains from Vital-Med	
Kay Wiggins	6/84	Pensacola, FL/ Ladies Center	Bombing	Yes (convicted of conspiracy)
Kay Wiggins	12/84	Pensacola, FL/ Ladies Center	Bombing	Yes (convicted of conspiracy)
Kay Wiggins	12/84	Pensacola, FL	Bombed doctor's office	Yes (convicted of conspiracy)

CO-CONSPIRATOR	DATE	PLACE	EVENTS	ARRESTS
Wisconsin Right to Life/ Milwaukee chapters	1988	Milwaukee, WI	Co-sponsored publicity of possession of fetal remains taken from Vital-Med	
Conrad Wojnar		Chicago, IL/ Grand Ave. clinic	Harassment of persons outside clinic on several occasions	Unknown
Conrad Wojnar	5/11/85	Chicago, IL/ Albany Women's Medical Center	Harassment of persons outside clinic by 50 persons; clinic invasion	15, arrested for disorderly conduct
Conrad Wojnar	10/11/85	Chicago, IL/ 1130 S. Michigan Ave. clinic	Harassment of persons outside clinic	7
Conrad Wojnar	1988	Chicago, IL/ Albany clinic	Harassment of persons outside clinic	Unknown
Conrad Wojnar	2-3/88	Chicago, IL	Conspired with Murphy for removal of fetal remains from Vital-Med during non-business hours	
Conrad Wojnar	2-3/88	Chicago, IL	Stored fetal remains taken from Vital-Med during non-business hours at Wojnar's home	